

TWENTY-FIRST DAY.

Senate Chamber,
Austin, Texas,
March 20, 1930.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem Williamson.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Senator Excused.

On motion of Senator Holbrook, Senator Stevenson was excused for the day, on account of important business.

Messages From the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following bills:

S. B. No. 24, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office to accept and award all applications for the re-purchase of public school land located in Jeff Davis County, Texas, forfeited and reappraised under Chapter 94, an Act approved March 19, 1925, and as amended by Chapter 25, an Act approved October 27, 1926, for which applications or the first payment therefor were filed in the Land Office after the expiration of the time allowed by law for the filing thereof, but for which applications and the first payment were so filed; such acceptance and award to be subject to existing rights of any third party who may have filed oil and gas applications thereon."

S. B. No. 60, A bill to be entitled "An Act to authorize the Commissioner of the General Land Office to accept and award all applications for the re-purchase of public school land located in El Paso County, Texas, forfeited and reappraised under Chapter 94, an Act approved March 19, 1925, and as amended by Chapter 25, an Act approved October 27, 1926, for which applications or the first payment therefor were filed in the Land Office after the expiration of the time allowed by law for filing thereof, but for which applications and the first payment were so filed; such acceptance and award to be subject to existing rights of any third party who may have filed oil and gas applications thereon."

S. B. No. 69, A bill to be entitled "An Act to amend Section 40 of Chapter 61 of the General Laws passed by the Forty-first Legislature at its Second Called Session, which convened June 3, 1929, so as to give borrowers full credit for all payments and to preserve the contract time for repayment and to add a new section to be known as Section 47a, authorizing the Banking Commissioner of Texas to regulate withdrawals, and fixing venue in certain suits, and declaring an emergency."

S. B. No. 77, A bill to be entitled "An Act to amend Chapter 81, page 224, of the General and Special Laws of the First Called Session of the Fortieth Legislature, 1927, and declaring an emergency."

S. B. No. 78, A bill to be entitled

"An Act to amend Article 7150, Revised Civil Statutes of Texas, 1925, providing for the exemption of certain property from taxation, by adding thereto another Section No. 3a, wherein it is provided that property heretofore or hereafter acquired by the State for prison farms or other prison purposes shall not be exempt from payment of its pro rata of any maintenance tax of a public school district which said territory or property is a part; providing for the manner of assessing such taxes, how they shall be paid; and providing for the payment of such taxes where delinquent as well as to the future payment thereof."

S. B. No. 48, A bill to be entitled "An Act to amend Articles 4343, 4368 and 4388 of the Revised Civil Statutes of Texas of 1925, and declaring an emergency."

S. B. No. 88, A bill to be entitled "An Act amending Chapter 47 (Senate Bill No. 36), Acts of the Second Called Session of the Forty-first Legislature, and declaring an emergency."

With amendments.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has accepted the request of the Free Conference Committee report on H. B. No. 12, and the Committee has accordingly been discharged.

The House announces the appointment of the following new conferees to consider further the differences between the two Houses:

VAN ZANDT.
METCALFE.
PURL.
TURNER.
DeWOLFE.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has concurred in Senate amend-

ments to H. B. No. 86 by a viva voce vote.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the Free Conference Report on Senate Bill No. 30 by a viva voce vote.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Free Conference Committee to adjust the differences between the two Houses on S. B. No. 88. The following are appointed as conferees on the part of the House:

HUBBARD.
PETSCH.
JOHNSON of Dimmit.
SANDERS.
TILLOTSON.

The House has granted the request of the Senate for the appointment of a Free Conference Committee to adjust the differences between the two Houses on S. B. No. 84. The following are appointed as conferees on the part of the House:

WALLACE.
YOUNG.
GRAVES of Williamson.
HOLDER.
McGILL.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to pass H. C. R. No. 10, relative to appointing a committee to make a survey and conduct hear-

ings looking to taxing the natural resources, etc., of the State of Texas.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 29, A bill to be entitled "An Act amending Article 6711 of the Revised Civil Statutes of 1925 so as to better provide for neighborhood roads; and declaring an emergency," with amendments.

S. B. No. 58, A bill to be entitled "An Act to amend Chapter 14, Section 10, Acts of the Forty-first Legislature, Third Called Session, relating to the restriction of the payment by the State of tuition for high school students; repealing all laws in conflict herewith, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 75, A bill to be entitled "An Act fixing the compensation of county commissioners in counties having a population of not less than 7550 and not more than 7590, according to the United States Census of 1920, and declaring an emergency."

With amendments.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that Mr. Reeder has been appointed to take the place of Mr. Tillotson on the Free Conference Committee on S. B. No. 88.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 27, A bill to be entitled "An Act amending Article 6205, Revised Civil Statutes of 1925, as amended by Chapter 153 of the General and Special Laws of the Forty-first Legislature at its Regular Session, amending Article 6221, Revised Civil Statutes of 1925, as amended by Chapter 5 of the General Laws, Second Called Session of the Forty-first Legislature, and amending Article 6215, Revised Civil Statutes of 1925, as amended by Chapter 307, General and Special Laws of the Regular Session, Forty-first Legislature; amending Article 6204 as amended and amending Articles 6208 and 6226, Revised Statutes, 1925; repealing Article 6214 as amended and Article 6216, Revised Statutes, 1925; providing more adequately for pensions provided for in said articles and to provide for a more equitable distribution of the pension fund; providing for temporary advancements out of the general revenue fund to the pension fund; making an appropriation for such advancement out of the general revenue fund; and declaring an emergency."

With amendments.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

S. B. No. 41, A bill to be entitled "An Act realizing, approving and validating improvement bonds of levee improvement districts created under authority of Section 59, Article 16, Constitution, and levy of taxes in payment thereof, where such bonds have been approved by the Attorney General, registered by the State Comptroller, and thereafter sold and delivered; enacting provisions incident and necessary to

the subject and purpose of this Act; and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has granted the request of the Senate for the appointment of a Free Conference Committee to consider the differences between the two Houses on S. B. No. 27. The following are the conferees on the part of the House:

KELLER.
PURL.
HUBBARD.
DeWOLFE.
PETSCH.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 93, A bill to be entitled "An Act directing State Superintendent of Public Instruction to pay out of rural aid funds heretofore appropriated by the Forty-first Legislature, Third Called Session, a certain sum of money as a reward for consolidation to the Brownsboro Consolidated School District by adding Chapter 14, Section 81a, carrying out the hereinbefore mentioned purpose and declaring an emergency."

S. B. No. 66, A bill to be entitled "An Act extending any appropriation heretofore made for the year ending August 31, 1930, out of the general revenues for the purpose of promoting the public school interest of rural schools and equalizing the educational opportunities afforded by the State to all children of scholastic age living in small and financially weak school districts, so that the same may be used for the next fiscal year if there be any remaining at the end of this fiscal year; and declaring an emergency."

S. B. No. 43, A bill to be entitled "An Act providing for how lands, forming part of an irrigation dis-

trict, water improvement district, water control and improvement district, or of any conservation or reclamation district either or both, or of any drainage or levee district, which now are or which may subsequently be incorporated, made part of and annexed to an incorporated city, may be taken out and excluded from any such district or districts, so as to thereafter relieve said lands from any other taxes, charges or assessments in such district or districts, except their proportionate part of the bonded indebtedness existing against said district or districts at the time they are incorporated and made part of said incorporated city; and declaring an emergency."

With amendments.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the report of the Free Conference Committee on H. B. No. 2, and the committee has accordingly been discharged.

The House announces the appointment of a new Conference Committee to consider further the differences between the two Houses. The following are appointed as conferees on the part of the House:

PETSCH.
POOL.
PALMER.
KEMBLE.
HUBBARD,

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has adopted the Free Conference Committee Report on S. B. No. 88, by a viva voce vote.

The House has adopted the Free Conference Committee Report on S. B. No. 27, by a viva voce vote.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following bill:

S. B. No. 57, A bill to be entitled
"An Act to grant and sell to S. E.
Damon certain land with reservation
to the State of an interest in the
minerals therein; providing terms of
sale, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has refused to pass the following
bill:

S. B. No. 100, A bill to be entitled
"An Act creating a board for the
leasing of State parks for oil and/or
gas, etc.; and declaring an emer-
gency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following bill:

S. B. No. 90, A bill to be entitled
"An Act to amend an Act passed
at the Second Called Session of the
Forty-first Legislature known as
Senate Bill No. 138, filed in the
office of the Secretary of State on
June 24, 1929, being Chapter 73 of
the General Laws of the State of
Texas passed by the Forty-first Leg-
islature at its Second Called Session;
authorizing the Board of Regents of
the College of Industrial Arts to
erect and equip and make contracts
for the erection and equipping of
dormitories and other improvements
on the campus or other real ad-
ditional real estate purchased or
leased for the purpose, and declar-
ing an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has concurred in Senate amend-
ments to H. C. R. No. 8, by a viva
voce vote.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has adopted the Free Conference
Committee Report on S. B. No. 53,
by a viva voce vote.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has passed the following resolution:
S. C. R. No. 12, Suspending Joint
Rule No. 11 of the Senate and the
House.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has adopted the Free Conference
Committee Report on S. B. No. 84,
by a vote of 64 yeas, 35 nays, and
1 present and not voting.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has concurred in Senate amend-
ments to H. B. No. 15, by a viva voce
vote.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has adopted the Free Conference
Committee Report on H. B. No. 12,
by a viva voce vote.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: I am directed by the House
to inform the Senate that the House
has adopted the Free Conference
Committee Report on H. B. No. 2,
by a vote of 100 yeas and 0 nays.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Free Conference Requested.

On motion of Senator Hyer, the
Senate voted not to concur in the
House amendment to S. B. No. 88
and to ask for a Free Conference
Committee.

The Chair appointed the follow-
ing on the part of Senate:

RUSSEK.
HYER.
HARDIN.
HORNSBY.
SMALL.

Simple Resolution No. 33.

Senator Holbrook sent up the fol-
lowing resolution:

Whereas, Mrs. Estelle Gardner, a
member of the Senate family, aided
by her charming children, have gra-
ciously provided each Senator and
Secretary of Senate with a bouquet
of Blue Bonnets, for their inspiration
during this last day of the Fifth
Called Session of the Forty-first Leg-
islature,

Therefore, Be It Resolved by the
Senate that a vote of thanks be ex-
tended to Mrs. Gardner and her
household for this kindly, thoughtful
act.

HOLBROOK.

Read and adopted.

Simple Resolution No. 34.

Senator Woodul sent up the fol-
lowing resolution:

Be It Resolved by the Senate of
the Fifth Called Session of the For-
ty-first Legislature of Texas, that the
Senate Librarian, Miss T. H. Bell,
be retained five days after adjourn-
ment, at same compensation as dur-
ing Session, to gather up the books,
pamphlets, etc., borrowed from dif-
ferent sources and return same.
Also that she be allowed expressage
on books, to destination, brought
here for the use of said Senate.
That all of said money or compensa-
tion be paid out of the Contingent
Expense Fund of the said Senate,
and/or, as otherwise directed.

Woodul, Berkeley, DeBerry, Thom-
ason, Martin, Greer, Small, Hardin,
Holbrook, Wirtz, Gainer, Patton,
Westbrook, Love, Woodward, Wil-
liamson, Hyer, Russek, Witt, Neal,
Parr, Moore, McFarlane, Cunning-
ham, Parrish, Cousins, Miller, Beck.
Read and adopted.

Simple Resolution No. 35.

Senator Pollard sent up the fol-
lowing resolution:

Resolved, That 250 volumes of the
Senate Journal of the Fifth Called
Session of the Forty-first Legislature,
when completed, shall be bound in
full law sheep and that one volume
thus bound shall be forwarded by the
Secretary of State to each member
of the Senate and to each member of
the House of Representatives, and
the Lieutenant Governor, and the re-
mainder shall be retained by the
Secretary of State. The printing of
such Senate Journals in permanent
form shall be done in accordance
with the provisions of this resolu-
tion under the supervision of the
Journal Clerk of the Senate, and it
is further provided that it shall be
the duty of the Secretary of State
not to receive or receipt for said
Journals until correctly published as
required herein and by the pre-
existing law, and approved by the
Journal Clerk of the Senate.

When said Journals have been
published and the account approved
by the State Board of Control, the
same shall be paid for out of the
contingent expense fund of the Fifth
Called Session of the Forty-first Leg-
islature; provided that the Chair-
man of the Committee on Contingent
Expenses shall not issue a voucher
for said amount until the Journal

Clerk has certified to him that the Journal has been published and delivered in accordance with the provisions of this resolution.

The Journal Clerk, Wendell O'Neal, shall be retained for 60 days, and Mrs. Hugh Harris, Assistant Journal Clerk, shall be retained for 15 days to arrange the Journal of the Fifth Called Session of the Forty-first Legislature, and to prepare the permanent Journal for the Fifth Called Session of the Forty-first Legislature, and that they be instructed to prepare and deliver to the public printer the Journal of the Senate, together with a complete index to same, and deliver to the Secretary of State all documents, bills, and so forth, and Journals required by law to be delivered by him to the Secretary of State.

That the Calendar Clerk, Mrs. Jennings, be retained 10 days after adjournment, and Col. J. T. Stockton, Assistant Calendar Clerk, be retained five days and that they be instructed to check up, index and arrange such bills, books, resolutions and other documents as may remain in their possession, and deliver same to the Secretary of the Senate.

The Sergeant-at-Arms, A. W. Holt, shall be retained for 15 days, and Lee McDougall, Assistant Sergeant-at-Arms, shall be retained for 10 days, and they are instructed to complete their work and the work of placing in order the Senate chamber and committee rooms. The Sergeant-at-Arms shall be allowed four porters to be named by the Lieutenant Governor for five days to assist him.

The Secretary of the Senate, Bob Barker, shall be retained for 60 days, and he shall be instructed to complete the duties of Secretary in completing the record of the Executive Sessions, and shall deliver all records and documents to the Secretary of State as required by law.

That the private secretary of the Lieutenant Governor, T. L. Wheeler, shall be retained for 15 days after adjournment, for the purpose of collating the rulings of the Lieutenant Governor, during the Fifth Called Session of the Forty-first Legislature; and completing his other duties as Secretary.

That Mrs. J. W. Pierce, Warrant Clerk, shall be retained ten days

to prepare and mail all vouchers left in her possession.

That the postmistress shall be retained three days to make out a list of the Senators and employees of the Senate, with their respective forwarding addresses, and furnish the same to the Postmaster of Austin, with the request that he forward their mail accordingly after adjournment.

That the Mailing Clerk and two assistants be retained five days after adjournment to mail out on the mailing lists the copies of the last days' Journal of the Senate, and that the Sergeant-at-arms be instructed to furnish sufficient wrappers and postage to them for this purpose, and that Tom Burton, porter who carries the mail, be retained five days at four dollars (\$4.00) per day; and that Carl Boes shall be retained ten days to index his records and turn same over to the Secretary of the Senate.

That the Lieutenant Governor be authorized to select a responsible person, to be known as the custodian of the Senate Chamber, whose duty it shall be to look after the Senate chamber and adjoining rooms used by the Senate between the Fifth Called Session and the next session of the Legislature, and shall receive for his services the sum of five dollars (\$5.00) per day. The Lieutenant Governor shall also designate a porter until the next session of the Legislature to keep in order the Senate chamber, the Lieutenant Governor's quarters, and the adjoining committee rooms, who shall receive for his salary the same pay as now paid the head porter of the Senate.

That Eugene Digges be retained for five days.

The Secretary of the Finance Committee shall be retained 30 days after adjournment.

All employees thus retained shall draw the same salary as allowed under the caucus agreement of the Fifth Called Session of the Forty-first Legislature, and salaries to be paid out of the contingent expense fund as provided under the rules of the Senate unless otherwise specified.

POLLARD.

Read and adopted.

Simple Resolution No. 36.

Senator Williamson sent up the following resolution:

Resolved, That J. C. Adrian be employed for five days immediately after adjournment of the Legislature, to work under the direction of the Sergeant-at-Arms.

Signed:

Williamson, Small, Miller, Woodward, McFarlane, Berkeley, Woodul, Greer, Martin, Moore, Thomason, Hornsby, Hardin, Beck, Gainer, Hyer, Cunningham, Neal, Love, Parrish.
Read and adopted.

Free Conference Report.

Senator Love sent up the following Free Conference report:

Austin, Texas, March 20, 1930.

To Hon. W. A. Williamson, President of the Senate.

To Hon. W. S. Barron, Speaker of the House.

We, your Committee appointed to adjust the differences between the Senate and the House on H. B. No. 12, known as the Franchise Tax Bill, beg to advise that we have come to no agreement and feel that no agreement can be obtained as between the two committees, and respectfully request that we be discharged and a new Committee be appointed to adjust the differences now existing between the House and the Senate on H. B. No. 12.

Respectfully submitted,

VAN ZANDT,
BATEMAN,
BECK,
DeWOLFE,
TILLOTSON,

On Part of the House.

LOVE,
HYER,
PARR,
RUSSEK,
WOODWARD,

On the Part of the Senate.

Read and adopted.

The Chair appointed the following new committee on the part of the Senate:

WITT.
HYER.
MARTIN.
LOVE.
McFARLANE.

Simple Resolution No. 37.

Senator Love sent up the following resolution:

Resolved, That the conferees on the part of the Senate on H. B. No. 12 are respectfully instructed to favor a bill which will measure or designate taxes of corporations upon their capital surplus and undivided profits and also their permanent bonds and debentures and other permanent indebtedness.

LOVE.

The resolution was read.

Senator Parrish moved the previous question on the adoption of the resolution. The motion failed to receive the proper seconding.

Senator Hyer raised the point of order that this resolution was out of order because the committee had already been appointed.

The Chair sustained the point of order.

House Bill No. 109.

The Chair laid before the Senate as pending business the following bill:

H. B. No. 109, A bill to be entitled "An Act to provide a special county road law for Austin County, Texas; etc., and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Russek the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 109 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed
by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

House Bill No. 39.

The Chair laid before the Senate
on its second reading the following
bill:

H. B. No. 39, A bill to be entitled
"An Act to amend Section 28 of Ar-
ticle 2092 of the 1925 Revised Civil
Statutes of the State of Texas so as
to provide that all motions for a new
trial must be presented within thirty
(30) days after the original motion
has been filed, and must be deter-
mined within forty-five (45) days
after said motion has been filed, and
declaring an emergency."

On motion of Senator McFarlane,
the bill was laid on the table sub-
ject to call.

Senator McFarlane called up the
bill from the table.

The committee report was adopted.

The bill was read second time and
passed to third reading.

On motion of Senator Love the
constitutional rule requiring bills to
be read on three several days was
suspended and H. B. No. 39 was put
on its third reading and final pas-
sage, by the following vote:

Yeas—30.

Beck.	Cunningham.
Berkeley.	DeBerry.
Cousins.	Gainer.

Greer.	Parrish.
Hardin.	Patton.
Holbrook.	Pollard.
Hornsby	Russek.
Hyer.	Small.
Love.	Thomason.
Martin.	Westbrook.
McFarlane.	Williamson.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Woodul.
Parr.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed
by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

House Bill No. 86.

The Chair laid before the Senate
on its second reading the following
bill:

By Mr. Brooks, Mr. Finlay and Mr.
Sanders:

H. B. No. 86, A bill to be entitled
"An Act amending Chapter 221, Reg-
ular Session of the Forty-first Legis-
lature, regulating the taking and sale
of the pelts of fur-bearing animals;
providing for an open season for tak-
ing such pelts; providing for a trap-
per's license; providing for a tax
on the pelts of fur-bearing animals
taken for the purpose of sales, and
declaring an emergency."

The committee report carrying
amendments was adopted.

The bill was read second time and
passed to third reading.

On motion of Senator Cousins the

constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 86 was put on its third reading and final passage by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

House Bill No. 105.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Petsch:

H. B. No. 105, A bill to be entitled "An Act providing for the taking of depositions in matters pending before the Railroad Commission, or any division thereof; prescribing rules and regulations governing the same, and declaring an emergency."

Read second time.

On motion of Senator Hardin the bill was laid on the table subject to call.

House Bill No. 115.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Gilbert and Mr. Chastain:

H. B. No. 115, A bill to be entitled "An Act authorizing the commissioners' court to contract for the collection of insolvent taxes due on personal property in the same manner and subject to the same rules and regulations as now provided by law for contracts governing the collection of delinquent taxes due on real property; provided, that such contracts for the collection of insolvent taxes may authorize the payment of commissions without the necessity of suit being filed to effect collection, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Cunningham the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 115 was put on its third reading and final passage by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Berkeley.
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Cousins.	Neal.
Cunningham.	Parr.
DeBerry.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Stevenson.

House Bill No. 105.

Senator Hornsby called up from the table H. B. No. 105.

The committee report was adopted.

The bill passed to third reading.

On motion of Senator Hornsby the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 105 was put on its third reading nad final pasage by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Hardin.
Berkeley.	Holbrook.
Cousins.	Hornsby.
Cunningham.	Hyer.
DeBerry.	Love.
Gainer.	Martin.
Greer.	McFarlane.

Miller.	Small.
Moore.	Thomason.
Neal.	Westbrook.
Parr.	Williamson.
Parrish.	Wirtz.
Patton.	Witt.
Pollard.	Woodul.
Russek.	Woodward.

Absent—Excused.

Stevenson.

House Bill No. 88.

Senator Greer called up from the table the following bill:

H. B. No. 88, A bill to be entitled "An Act amending Chapter 156 of the Acts of the Regular Session of the Fortieth Legislature of the State of Texas of 1927 relating to administrative judicial districts, by providing that the State shall be divided into nine administrative judicial districts, providing for the appointment and election of presiding judges, prescribing their qualifications, duties and powers and providing for the expenses, salaries incident to the administration thereof; and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 88 was put on its third reading and final pasage, by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed by the following vote:

Yeas—22.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodward.

Nays—2.

Holbrook.	Woodul.
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Absent—Excused.

Stevenson.

House Bill No. 116.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Gilbert and Mr. Chastain:

H. B. No. 116, A bill to be entitled "An Act providing that all petroleum tank cars used in this State shall be liable for taxation in the county where such tank cars are maintained or assembled for storing or shipping petroleum products, or where the owner or lessee of such tank cars maintains an office or loading rack; providing that where any railroad company owns tank cars, the same shall be subject to taxation in the same manner as other rolling stock owned by such railroad company, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Cunningham the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 116 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Hardin.
Berkeley.	Holbrook.
Cousins.	Hornsby.
Cunningham.	Hyer.
DeBerry.	Love.
Gainer.	Martin.
Greer.	McFarlane.

Miller.	Small.
Moore.	Thomason.
Neal.	Westbrook.
Parr.	Williamson.
Parrish.	Wirtz.
Patton.	Witt.
Pollard.	Woodul.
Russek.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

House Bill No. 94.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Graves of Erath:

H. B. No. 94, A bill to be entitled "An Act amending General and Special Laws of the Forty-first Legislature, Chapter 141, making it lawful to kill squirrels at any time in the counties of Travis, Williamson, San Saba, Llano, Lampasas, Burnet, Goliad, Blanco, Hays and Erath, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Hardin the constitutional rule requiring bills to be read on three several days was adopted and H. B. No. 94 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

House Bill No. 15.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Holder:

H. B. No. 15, A bill to be entitled "An Act to amend Article 7047, Revised Civil Statutes of the State of Texas, 1925, providing for the levy of occupation taxes on and collection from persons, firms, associations and companies pursuing the several occupations enumerated herein; repealing all laws and parts of laws in conflict herewith; providing that if any subdivision or part of this act may be declared invalid for any rea-

son it shall not affect any other section, subdivision or part of this act, and declaring an emergency."

The committee report was adopted.

The bill was read second time.

Senator Love sent up the following amendment:

Amend H. B. No. 15, by inserting after the end of Section 1 on page 10, printed bill, the following new sections to be numbered from 1a to 1e inclusive.

Section 1a. Each person who owns, controls, manages, leases, or operates, any sulphur mine, or mines, wells or shafts, or who produces sulphur by any method, system, or manner within this State shall make quarterly on the first day of January, April, July, and October of each year a report to the Comptroller sworn to by such person before an officer authorized to administer oaths in this State, or if such person be other than an individual so sworn to by its president, secretary, or other duly authorized officer, on such forms as the Comptroller shall prescribe showing the total amount of sulphur produced within this State by said person during the quarter next preceding; and at the time of making said report shall pay to the Treasurer of this State as occupation tax for the quarter beginning on said date an amount equal to seventy-five cents per long ton, or fraction thereof, of all sulphur produced by said person within the State of Texas during said quarter.

Each person subject to the payment of this tax shall cause to be made, kept, and preserved a full and complete record of all sulphur produced in this State by it, all of which record shall be open at all times to official inspection and examination by the Comptroller or the Attorney General, or any employee of or representative of the Comptroller or the Attorney General. Said records may be destroyed after three years from the last entry appearing in any such record. Any person failing to keep such record, or records, as herein required, shall forfeit to the State of Texas as a penalty any sum not less than five hundred dollars nor more than five thousand dollars payable to the State of Texas, and each ten days of failure to keep such records shall constitute a separate offense and

subject the offender to additional penalties for each such period of failure to keep such records. Any person subject to the payment of said tax on sulphur failing to pay the tax levied in this article within thirty days after same is due and payable shall pay to the State as a penalty an additional amount equal to ten per cent of the taxes due, and such tax and penalty draw interest at the rate of six per cent per annum from the due date until paid. The Attorney General or any district or county attorney at the direction of the Attorney General shall bring suit in behalf of the State to recover the amount of taxes, penalties, and interest past due and payable by any person affected by this law. The word "person" as used in this law shall include persons, firms, partnerships, companies, corporations, associations, common law trusts, or other concern by whatever name or howsoever organized, formed or created.

The Comptroller may require such other information and such additional reports as he may deem advisable.

Sec. 1b. The one-fourth ($\frac{1}{4}$) of the occupation tax hereby imposed and collected constitutionally allocated to the available public free school fund, shall be set aside to such purposes, with the remaining three-fourths ($\frac{3}{4}$) of the said revenues to accrue to the credit of the general revenue fund of the State, until July 1, 1931, after which date the said three-fourths ($\frac{3}{4}$) of the revenues derived from such tax shall be set aside to the available school fund to be used for public free school purposes in this payment of the per capita for all the children within the scholastic age.) It being expressly provided that the State Tax Board shall take into consideration in their determination of the rate to be collected for public free school purposes as provided in Article 7043, Revised Civil Statutes, the amount of money paid into said available school fund under the provisions of this Act in the following manner, that said Tax Board shall determine the rate which will be sufficient to yield and produce for the fiscal year under consideration, the necessary per capita for all the children within the scholastic age as shown by the most recent official scholastic census, as provided in

said Article 7043, Revised Statutes, and deduct from such rate as determined, such a percentage and rate as would be necessary to produce a sum equal to the amount paid into the Treasury under the provisions of this Act during the first half of the current calendar year and the latter half of the preceding calendar year, and the rate and percentage so found shall constitute the ad valorem rate to be levied and collected for public free school purposes.

Sec. 1c. That the first report shall be made under this Act and the first tax due and payable on July 1, 1930, and any person producing sulphur prior to that date shall make the report and pay the tax required by this Act.

Sec. 1d. That all laws and parts of laws in conflict with this Act and particularly Article 7066, Revised Civil Statutes, are hereby expressly repealed.

Sec. 1e. The provisions of this Act are severable and if any of the provisions hereof shall be held void the decision of the court shall not affect or impair any of the remaining provisions, and it is hereby declared as the legislative intent that the provisions, sentences and phrases not declared to be illegal or void, would have been enacted and adopted without the inclusion of the provisions, sentences and phrases declared void and invalid.

LOVE.

The amendment was read.

Senator Holbrook moved to table the amendment.

The motion prevailed by the following vote:

Yeas—14.

Cousins.	Moore.
Cunningham.	Parr.
Hardin.	Russek.
Holbrook.	Westbrook.
Hyer.	Williamson.
Martin.	Wirtz.
Miller.	Woodul.

Nays—11.

Beck.	McFarlane.
Berkeley.	Neal.
DeBerry.	Parrish.
Greer.	Small.
Hornsby.	Thomason.
Love.	

Present—Not Voting.

Patton.

Absent.

Gainer.

Woodward.

Pollard.

(Pair Recorded.)

Senator Witt (present) who would vote nay, with Senator Stevenson (absent) who would vote yea.

Senator Wirtz sent up the following amendment:

Amend H. B. No. 15, line 7 of page ten, by striking out twenty-one and in lieu thereof insert thirty-one.
WIRTZ.

Read and adopted.

On motion of Senator DeBerry the bill was laid on the table subject to call.

H. C. R. No. 8.

Senator McFarlane called up from the table

H. C. R. No. 8, Relative to medals for members of the Texas National Guard.

Senator Beck sent up the following substitute:

Substitute for H. C. R. No. 8: To provide medals for patriotic service of National Guard members.

Whereas, The State of Texas has never authorized a medal for members of its National Guard for active State duty, or for other service; and

Whereas, The security of our homes and the purity and permanency of our ideals and our institutions of free government depend upon the patriotism of our citizens in peace as in war; and

Whereas, Such a medal given by an appreciative State is an appropriate recognition of patriotic service and serves to encourage others to render such service; now, therefore, be it

Resolved, That an appropriate medal and ribbon be awarded to all officers and men who served in the Texas National Guard during the Spanish-American War, the Philippine Campaign, the World War, or who have served for five years during any other period, or who are recommended by the Commanding General of the 36th Infantry Brigade, or the Commanding General of the 56th Cavalry Brigade for meritorious service rendered at any

time, under the provisions of Articles 5778, 5830, and 5831, Texas Revised Civil Statutes, or any other provision of the Texas Statutes now in force, or hereafter to be enacted, authorizing the Governor to call forth the National Guard for active military duty for the preservation of peace and order and the enforcement of the laws, be hereby authorized by the House of Representatives, the Senate concurring, such medal and ribbon to be similar in size and material to those prescribed for Federal service by the War Department of the United States, but not to closely resemble any such medal or ribbon previously authorized for such Federal service; be it further

Resolved, That the Adjutant General of the State of Texas be and hereby is directed to so design, cause to be manufactured and issue such medals and ribbons to all officers and men who have become entitled to them, under the provisions of this Resolution, or who may hereafter become entitled to them, with an appropriate bar, star, or disk or other attachment for each succeeding period of five years service.

BECK.

The substitute was read and adopted. The resolution as substituted was adopted.

H. C. R. No. 12.

Senator Hornsby called up from the table

H. C. R. No. 12, Relative to a committee to revise the rules of the House and Senate.

The committee amendment was adopted.

Senator McFarlane sent up the following amendment:

Amend H. C. R. No. 12, last paragraph, by striking out the words and figures Fifteen Hundred (\$1,500.00) Dollars out of said paragraph, and inserting in lieu thereof the words and figures Six Hundred (\$600.00) Dollars.

McFARLANE.

The amendment was read and adopted by the following vote:

Yeas—20.

Berkeley.

DeBerry.

Cousins.

Greer.

Cunningham.

Hardin.

Holbrook.	Parr.
Love.	Parrish.
Martin.	Russek.
McFarlane.	Small.
Miller.	Westbrook.
Moore.	Wirtz.
Neal.	Woodward.

Nays—5.

Hornsby.	Witt.
Hyer.	Woodul.
Williamson.	

Absent.

Beck.	Pollard.
Gainer.	Thomason.
Patton.	

Absent—Excused.

Stevenson.

Senator Holbrook moved to indefinitely postpone further consideration of the resolution.

Executive Session Re-set.

On motion of Senator DeBerry, the time for the executive session was changed from 11:45 o'clock to 2 o'clock p. m.

Bills Signed.

The Chair, President Pro Tem Williamson, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bill:

S. B. No. 77.	S. B. No. 48.
S. B. No. 78.	S. B. No. 69.
S. B. No. 24.	S. B. No. 60.

Motions to Concur.

Senator Moore moved to concur in the House amendment to S. B. No. 75. The motion prevailed.

On motion of Senator Berkeley, the Senate voted to concur in the House amendment to S. B. No. 29.

Message From the Governor.

The Chair recognized the Doorkeeper, who introduced a messenger from the Governor with the following message:

Executive Department,
Austin, Texas, March 20, 1930.
To the Senate of Texas:

I am under the impression that I have previously appointed Judge James R. Hamilton of Travis Coun-

ty and Judge Stanhope Henry of Atascosa County to be members of the Board of Pardons and Paroles, and that their appointments have been confirmed. However, there seems to be some question about whether or not one of these names got to the Senate, and I am reappointing these gentlemen to be members of the Board of Pardons and Paroles, and resubmitting their names for confirmation.

I have appointed Dr. R. B. Hodges of Tarrant County to be a member of the Board of Optometry, and the appointment is submitted for confirmation.

I am appointing Mrs. Espa Stanford to succeed herself as a member of the Industrial Accident Board, and the appointment is submitted for confirmation.

I am appointing Honorable David R. Nelson of Orange County to be a member of the Board of Prison Directors, and I submit the appointment for confirmation.

Respectfully submitted,

DAN MOODY, Governor.

Read and referred to Committee on Governor's Nominations.

Recess.

On motion of Senator Hyer, the Senate, at 12 o'clock, recessed until 2 o'clock.

After Recess.

The Senate met at 2 o'clock p. m., pursuant to recess, and was called to order by President Pro Tem Williamson.

Executive Session.

At 2 o'clock the Chair announced that the hour for the executive session had arrived. The Chamber was cleared and the doors were locked.

After Executive Session.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred nominations made by Governor Moody, having had same

under consideration, beg leave to make the following report:

We report the attached list of notaries public with the recommendation that they be confirmed.

WILLIAMSON, Chairman.

Read and adopted.

Committee Room,

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred nominations made by Governor Dan Moody, having had the same under consideration, beg leave to make the following report:

We report the following names to the Senate, with the recommendation that they be confirmed:

To be Judge of the One Hundred Thirteenth Judicial District, Honorable Allen B. Hannay, Harris County.

To be Comptroller of Public Accounts of the State of Texas, Honorable George H. Sheppard, Sweetwater, Nolan County.

WILLIAMSON, Chairman.

Read and adopted.

Committee Room,

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred nominations made by Governor Dan Moody, having had same under consideration, beg leave to make the following report:

We report the following names to the Senate, with the recommendation that they be confirmed:

To be members of the Board of Pardons and Paroles, Judge James R. Hamilton, Travis County, Judge Stanhope Henry of Atascosa County.

To be a member of the Board of Optometry, Dr. R. B. Hodges, Tarrant County.

To be a member of the Industrial Accident Board, Mrs. Espa Stanford.

To be a member of the Texas Prison Board, Honorable David R. Nelson, Orange County.

WILLIAMSON, Chairman.

Read and adopted.

Bills Signed.

The Chair, President Pro Tem Williamson, gave notice of signing, and did sign, in the presence of the

Senate, after their captions had been read, the following bills:

H. B. No. 6.	H. B. No. 109.
H. B. No. 67.	H. B. No. 105.
H. B. No. 41.	H. B. No. 94.
H. B. No. 58.	H. B. No. 39.
H. B. No. 154.	S. B. No. 58.
H. B. No. 111.	S. B. No. 30.
H. B. No. 47.	S. B. No. 29.
H. B. No. 116.	S. B. No. 75.
H. B. No. 115.	

Message From the Governor.

The Chair recognized the Doorkeeper, who introduced a messenger from the Governor with the following message:

Executive Office,

March 20, 1930.

To the Forty-first Legislature:

The press of the State carries the statement that the Senate and House, respectively, have passed appropriation bills totaling in excess of \$5,000,000.00 and in excess of \$2,000,000.00, and that an appropriation bill is now being considered by a Free Conference Committee.

The amount of requests for appropriations was called to the attention of the Legislature and the necessity of raising revenues to meet these requests was also pointed out to you. That these requests existed and that there was need for revenue to meet them have been known to you throughout this session and a part of the preceding special session of the Legislature. It was evident before even the last preceding special session of the Legislature convened that there would be requests for additional emergency appropriations and that revenue would have to be raised. You have had all of one session and part of another to raise this revenue.

I am not familiar with all of the revenue bills pending, or of the prospect of passing them, but up to the present time the only bill which has come to me, which in my judgment will raise any revenue between now and September 1, is the bill taxing public utilities. This bill becomes effective about the twentieth of June, and the first tax date under the bill will be July 1. Therefore, the increased revenue yielded by this bill between now and September 1 will be based on the income of the utili-

ties from about Jun 20 to July 1, and I estimate that the additional income to the State to be so yielded will amount to between \$20,000.00 and \$25,000.00.

In a previous message I pointed out that existing sources of revenue would provide approximately \$100,000.00, and certainly not in excess of \$150,000.00, available for appropriation between now and September 1. In my judgment these figures represent the maximum amount of money that you can appropriate for expenditure between now and September 1. In my judgment these figures represent the maximum amount of money that you can appropriate for expenditure between now and September 1 and not place the State on a deficit. The penitentiary bill which you have passed carries an appropriation of \$575,000.00, and this money is made available for expenditure, prior to September 1, as I interpret the bill, and in all probability the appropriations carried in the bill will lapse on September 1 unless the money is expended on the improvement contemplated by the bill between now and that date. If you take this item in consideration your appropriations have already exceeded the prospective revenue to be received during the present fiscal year. I have suggested and advocated that any appropriation for prison improvement be made effective subsequent to September 1, 1930, that is during the next fiscal year. I have thought it was necessary to postpone the effective date of such an appropriation, because of the limited amount of revenue available between now and September 1, 1930. It seems, however, that the prison bill which you have passed is effective before September 1, in so far as the appropriation is concerned. The needed appropriations for current expense of the prison system would as a matter of necessity have to be from funds available before September 1 because that appropriation would be to meet current operating expense and to feed, guard and clothe the inmates.

I am advised that the bill which you have passed taxing public utilities will yield approximately \$800,000.00 for the fiscal year beginning September 1, 1930, and ending Au-

gust 31, 1931. If the State ad valorem tax rate is placed at the maximum an additional revenue could be raised in this matter. I am opposed to raising the State ad valorem tax above its present level and I do not think that the Legislature ought to force an increase in these taxes on farms, homes and ranches of this country; they are now overburdened with taxes. Agriculture and home ownership is staggering under an excessive load of taxation and in some instances owners of land do not receive enough income from their land to pay their taxes. You had an opportunity to raise the revenue needed to meet the requirements of the State Government without increasing these taxes, but the revenue has not been raised. If you require an increase in the taxes imposed upon the homes and agricultural interests of this State, the responsibility will be yours. I have previously said that I would consent to placing the State on a deficit. You have money which you can appropriate without putting the State on a deficit and without increasing the tax burden of the home owners and agricultural interests of this State. I think you either should stay within this revenue; or when you had the opportunity you should have raised the needed revenue from sources that are not bearing their proportionate burden of the support of this government, instead of now trying to go beyond the stated revenue and thereby force an increased tax on the distressed agricultural interests of the State.

The situation is one of legislative creation and it is one that could have been provided against only by legislative action. Any increase in the taxes imposed on home ownership and the agricultural interests of this State will be the result of your action. Your passage of a bill beyond the revenue would raise these taxes, and the passage of such a bill will not correct any situation and it should not be undertaken.

Among the most urgent needs presented for additional emergency appropriations is the one for further support of the summer schools of our State supported colleges. I view with horror the thought of closing these summer schools and thereby

directly injuring the opportunities of more than ten thousand of our school teachers, and indirectly injuring our public school system. It seems to me that you could take this and other of the very urgent needs and prorate the money available to give your help to those most worthy and urgent. Thus you could stay within the available revenue.

Much has been said about the constitutional duties and prerogatives of the various branches of the State Government. There is certainly one duty that rests as much on one branch as it does on the other, as much on the legislative branch as on the executive, and that is to keep the appropriations within the available revenue. I urge that you keep the appropriations within the available revenue and that you distribute it to meet the most urgent needs in the most equitable and just manner possible. If you adopt this policy you will, at least, help as far as the present funds allow. If you adopt any other policy you evidence a willingness to place the State on a deficit, and a willingness to increase the taxes of our agricultural interests, or you must indulge the hope that I will resort to the unpleasant task—and I think in the present situation impossible task—of eliminating items to bring the bill within the revenue. You certainly realize that when the amount of available revenue are considered that no item eliminating process after the bill is passed can result in as equitable and fair distribution of available money to meet urgent emergency needs as can be made now in the writing of the bill. You know that it is impossible by eliminating items to balance an appropriation bill with so many demands and such a small amount of available revenue as in the present case. If your bill is beyond the revenues the only sensible action would be to return the bill to you. In such a case you could not amend the bill after its return and there is not time to introduce and pass a new bill. You would then either re-pass the bill and assume full responsibility for placing the State on a deficit or you would not re-pass the bill and thereby assume full responsibility for failure to provide for the needs of the departments and institutions.

I trust that when these considerations are brought to your attention that you will write a bill within the revenue and prorate the available money among the most urgent needs.

Respectfully submitted,

DAN MOODY.

Free Conference Requested.

On motion of Senator Love, the Senate refused to concur in the House amendment to S. B. No. 27, and asked for a Free Conference Committee.

The Chair appointed the following on the part of the Senate:

LOVE,
NEAL,
GAINER,
BERKELEY,
WOODWARD.

Free Conference Report.

Senator Russek sent up the following Free Conference report:

Committee Room,

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senat..

Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Conference Committee heretofore appointed by your respective bodies to adjust the differences between the House and Senate on Senate Bill No. 88,

"An Act amending Chapter 47, (Senate Bill No. 36) Acts of the Second Called Session of the 41st Legislature, and declaring an emergency."

Have had the same under consideration and beg leave to report that we have reached an agreement as to said bill as follows, to-wit:

S. B. No. 88 is adopted with the following amendments:

A. Amend S. B. No. 88 by striking out the next to the last paragraph in Section 1, the following:

"If any officer or deputy willfully violates any provision of this Act, he shall forfeit to the person wrongfully arrested, the sum of \$250.00, which may be recovered against the sureties on the bond of said officer."

And insert in lieu thereof, the following:

"If any peace officer willfully violates any provision of this Act, he shall, upon conviction, be fined in any sum not to exceed \$200.00."

B. By amending Senate Bill No.

88, by adding at the end of first paragraph, section 1, the following words:

"Provided, however, that the provision hereof pertaining to motor equipment and uniform, shall not apply to an arrest made within the incorporated limits of a city or town having a population less than 10,000 inhabitants, according to the federal census report of 1920."

Respectfully submitted,
HUBBARD,
READER,
PETSCH,
SANDERS,
JOHNSON,

On the part of the House.

RUSSEK,
HYER,
HORNSBY,
SMALL,
HARDIN,

On the part of the Senate.
Read and adopted.

H. C. R. No. 12.

The question recurred on the motion to indefinitely postpone further consideration of H. C. R. No. 12.

Senator Holbrook withdrew the motion.

Senator Hardin sent up the following amendment:

Amend the Resolution by striking out the words and figures "Six Hundred Dollars (\$600.00)", and substituting in lieu thereof the words and figures "Nine Hundred Dollars (\$900.00.)"

HARDIN.

Read and adopted by the following vote:

Yeas—14.

Cousins.	Pollard.
Hardin.	Russek.
Hornsby.	Small.
Hyer.	Thomason.
Love.	Westbrook.
Miller.	Williamson.
Parrish.	Woodul.

Nays—11.

Berkeley.	Neal.
DeBerry.	Parr.
Holbrook.	Patton.
Martin.	Wirtz.
McFarlane.	Woodward.
Moore.	

Absent.

Beck. Cunningham.

Gainer.
Greer.

Witt.

Absent—Excused.

Stevenson.

Senator McFarlane moved to table the resolution.

The motion prevailed by the following vote:

Yeas—15.

Berkeley.	Moore.
Cousins.	Neal.
Cunningham.	Parr.
DeBerry.	Parrish.
Gainer.	Thomason.
Holbrook.	Wirtz.
Martin.	Woodward.
McFarlane.	

Nays—12.

Hardin.	Pollard.
Hornsby	Russek.
Hyer.	Small.
Love.	Westbrook.
Miller.	Williamson.
Patton.	Woodul.

Absent.

Beck. Witt.
Greer.

Absent—Excused.

Stevenson.

House Bill No. 120.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Kemble and Mr. Morse:

H. B. No. 120, A bill to be entitled "An Act amending Article 1206 of Chapter 17, Title 28, Revised Civil Statutes of the State of Texas of 1925, relating to condemnation of property by cities for highway purposes; providing for appointment of commissioners, for award of damages for property taken or damaged; providing for notices and hearings; prescribing the powers and procedure of such commissioners, fixing their compensation; and providing for filing and trial of oppositions to reports of such commissioners; providing other incidental matters, and declaring an emergency."

The bill was read second time and passed to third reading.

On motion of Senator Hyer, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 120 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Read third time and finally passed.

House Bill No. 100.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Riley:

H. B. No. 100, A bill to be entitled "An Act amending House Bill No. 87, Fourth Called Session, Forty-first Legislature, so as to include Marion County; providing size limits for bass and crappie caught in these counties; providing a possession limit for bass and crappie in these counties; providing a penalty, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Beck, the constitutional rule requiring bill to be read on three several days was suspended and H. B. No. 100 was put on its third reading and final passage, by the following vote:

Yeas—28.

Beck.	Greer.
Berkeley.	Hardin.
Cousins.	Holbrook.
Cunningham.	Hornsby.
Gainer.	Hyer.

Love.	Pollard.
Martin.	Russek.
McFarlane.	Small.
Miller.	Thomason.
Moore.	Westbrook.
Neal.	Williamson.
Parr.	Witt.
Parrish.	Woodul.
Patton.	Woodward.

Present—Not Voting.

DeBerry. Wirtz.

Absent—Excused.

Stevenson.

Read third time and finally passed by the following vote:

Yeas—28.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Present—Not Voting.

DeBerry. Wirtz.

Absent—Excused.

Stevenson.

Senate Bill No. 97.

The Chair laid before the Senate on its second reading the following bill:

By Senator Woodul: (By request.)

S. B. No. 97, A bill to be entitled "An Act defining mutual marriage aid associations; defining the law and manner under which such associations may operate; providing that such associations shall be subject to the existing laws regarding local mutual aid associations, except as to certain requirements; providing for the exemption of certain associations and societies from certain of the provisions of this Act; and declaring an emergency."

Read second time.

Senator Parrish raised the point

of order that the bill had not been printed.

The Chair stated that the committee report was that the bill be not printed and that by a two-thirds vote the rule could be suspended.

Senator Holbrook moved to adopt the committee report, suspending the rule requiring the bill to be printed.

The motion was lost by the following vote:

Yeas—7.

Hardin.	Russek.
Holbrook.	Westbrook.
Martin.	Williamson.
Parr.	

Nays—13.

Beck.	Miller.
Berkeley.	Neal.
Cousins.	Parrish.
Cunningham.	Small.
Hornsby.	Thomason.
Hyer.	Woodward.
McFarlane.	

Present—Not Voting.

DeBerry.	Wirtz.
Gainer.	

Absent.

Greer.	Pollard.
Love.	Witt.
Moore.	Woodul.
Patton.	

Absent—Excused.

Stevenson.

At Ease.

On motion of Senator Holbrook the Senate stood at ease subject to the call of the Chair.

Motion to Concur.

On motion of Senator Parr, the Senate concurred in the House amendment to S. B. No. 43.

President Pro Tem Ad Interim.

The Chair announced that nominations for President Pro Tem Ad Interim were in order.

Senator Hyer nominated Senator Moore.

The nomination was seconded by Senators Holbrook, Westbrook, Berkeley, Hornsby, Miller, Woodward, Woodul, Love, DeBerry, Thomason, Wirtz, Beck, Witt, Mc-

Farlane, Cousins, Neal, Parrish, Pollard, and Hardin.

The Chair appointed Senators Hyer and Russek tellers.

The tellers announced the following results:

Senator Moore, 29 votes.

The Chair declared Senator Moore duly elected President Pro Tem Ad Interim, and appointed Senators Berkeley, Parrish, and Greer to escort Senator Moore to the platform, where the oath of office was administered.

The Chair introduced the new President Pro Tem Ad Interim, Joe Moore, who briefly addressed the Senate.

Bills Signed.

The Chair, President Pro Tem, Williamson, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 41,	S. B. No. 66,
S. B. No. 93,	S. B. No. 90.

Motion to Concur.

On motion of Senator Greer, the Senate concurred in the House amendment to S. B. No. 61.

Recess.

On motion of Senator Hyer, the Senate, at 5:02 o'clock recessed until 8:30 o'clock.

After Recess.

The Senate met at 8:30 o'clock, pursuant to recess, and was called to order by President Pro Tem Williamson.

Bills Signed.

The Chair, President Pro Tem Williamson, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 61.	H. C. R. No. 8.
S. B. No. 43.	H. B. No. 86.
S. B. No. 88.	H. B. No. 100.
H. B. No. 120.	S. B. No. 57.
H. B. No. 88.	S. B. No. 27.

Free Conference Report.

Senator Wirtz sent up the following Free Conference report:

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate,
Hon. W. S. Barron, Speaker of the
House of Representatives.

Sirs: We, your Free Conference
Committee, appointed to adjust the
differences between the House and
the Senate on H. B. No. 2, beg leave
to report that we are unable to
reach an agreement and ask that
we be discharged.

SANDERS,
HOGG,
WALLACE,
MAURITZ,
MORSE,

On the part of the House.

WIRTZ,
MOORE,
WESTBROOK,
HARDIN,
CUNNINGHAM,

On the part of the Senate.

Read and adopted.

Motion for New Committee.

Senator Thomason sent up the
following motion:

I move that the President of the
Senate appoint a new Free Confer-
ence Committee on H. B. No. 2.

THOMASON.

Read and adopted.

The Chair appointed on the part
of the Senate:

Senators Cousins, Gainer, Greer,
Russek, and Patton.

At Ease.

On motion of Senator Wirtz, the
Senate stood at ease subject to the
call of the Chair.

Free Conference Report.

Senator Love sent up the follow-
ing Free Conference report:

Committee Room,
Austin, Texas, March 20, 1930.
Hon. W. A. Williamson, President
Pro Tem of the Senate,
Hon. W. S. Barron, Speaker of the
House of Representatives.

Sirs: We, your Free Conference
Committee appointed on the part of
the Senate and the House to adjust
the differences between the two
bodies on

S. B. No. 27, A bill to be entitled
"An Act amending Article 6205, Re-

vised Civil Statutes of 1925 as
amended by Chapter 153 of the Gen-
eral and Special Laws of the Forty-
first Legislature at its Regular Ses-
sion, amending Article 6221, Re-
vised Civil Statutes of 1925, as
amended by Chapter 5 of the Gen-
eral Laws, Second Called Session of
the Forty-first Legislature, and
amending Article 6215, Revised
Civil Statutes of 1925, as amended
by Chapter 307, General and Special
Laws of the Regular Session, Forty-
first Legislature; amending Article
6204 as amended and amending Ar-
ticle 6208 and 6226, Revised Stat-
utes, 1925; repealing Article 6214
as amended and Article 6216, Re-
vised Statutes 1925; providing more
adequately for pensions provided for
in said Articles and to provide for a
more equitable distribution of the
pension fund; providing for tempo-
rary advancements out of the gen-
eral revenue fund to the pension
fund; making an appropriation for
such advancement out of the gen-
eral revenue fund; and declaring an
emergency."

Having met, and after full and
free conference, have agreed to rec-
ommend and do recommend that the
said bill be passed, with the follow-
ing amendments:

First: Strike out the words "Ten
years prior to approval hereafter"
in Section 1 of the bill and insert
in lieu thereof the words "Six
years prior to approval hereafter."

Second: Amend the bill by amend-
ing the amendment adopted by the
House signed by DeWolf, Sinks and
Petsch, so as to read as follows:

"Provided that the total amount
advanced to the pension fund shall
not exceed the constitutional amount
collected for the pension fund for
any one year, and any amount so
advanced shall be re-paid within one
year from the date of such advance-
ment."

Third: That the amendment of-
fered by Mr. Pope and adopted in
the House be rejected and that all
other amendments adopted by the
House be agreed to.

That the bill as amended in ac-
cordance with this report be finally
passed.

LOVE,
BERKELEY,
WOODWARD,
GAINER,
NEAL,

On the part of the Senate.

KELLER,
PURL,
HUBBARD,

On the part of the House.

Read and adopted by the following vote:

Yeas—30.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
Martin.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent—Excused.

Stevenson.

Free Conference Report.

Senator Neal sent up the following Free Conference report:

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee to adjust the difference on S. B. No. 53, report back as follows:

We have agreed to accept Amendment No. 1, which is as follows:

"Add the counties of Gregg, Marion, Harrison, Cass and Bowie."

We accept Amendment No. 2.

Respectfully submitted,
PETSCH,
HORNADAY,
DUNLAP,
FINLAY,
SANDERS,

On the part of the House.

PARR,
NEAL,
RUSSEK,
MILLER,
HOLBROOK,

On the part of the Senate.
Read and adopted.

Message From the Governor.

The Chair recognized the Doorkeeper, who introduced a messenger from the Governor with the following message:

Executive Department,
Austin, Texas, March 20, 1930.
To the State Senate:

Subject to your confirmation, I have appointed the Hon. J. O. Woodward of Coleman County, to be Chairman of the Board of Pardons and Paroles.

Respectfully submitted,
(Signed) DAN MOODY,
Governor.

Read and referred to Committee on Governor's Nominations.

Executive Session Set.

On motion of Senator DeBerry, the Senate voted to go into executive session at 9 o'clock.

Executive Session.

At 9 o'clock the Chair announced that the hour for the executive session had arrived. The Chamber was cleared and the doors were locked.

After Executive Session.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following action had been taken:

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Governor's Nominations, to whom was referred nominations made by Governor Dan Moody, having had same under consideration, beg leave to make the following report:

We report the following name to the Senate, with recommendation that it be confirmed:

To be Chairman of the Board of Pardons and Paroles, Honorable J. O. Woodward, Coleman County.
WILLIAMSON, Chairman.

Read and adopted.

Former Senator Woodward Invited To Occupy Former Seat.

Senator Moore moved that former Senator Woodward, who resigned a short time earlier in the day, be invited to occupy his former seat during the session tonight. The motion prevailed.

Communication From Former Senator Woodward.

The Chair laid before the Senate the following communication from former Senator Woodward:

Austin, Texas, March 20, 1930.

Hon. W. A. Williamson, President Pro Tem, Senate Chamber.

Dear Mr. President: Having resigned as a member of the present Senate and my father having been confirmed as Chairman of the State Board of Pardons and Paroles, and in view of the fact that this session will terminate within a few hours, I will thank you to communicate to the Senate of Texas this message:

Under a technical construction of the nepotism statute, the Senate might not have had power to confirm the appointment of my father so long as I remained a member of the Senate. To relieve the Senate of even a technical violation of that Act, I thought it my duty to resign. In my opinion the Governor has erroneously interpreted the nepotism statute. It was and is now my construction of the Act that the Legislature never intended to interfere with the Senate in the matter of confirming appointees of the Governor who perchance are related within the third degree to a member of the Senate; nor did the Legislature contemplate that the Governor should not appoint to office any person related within the third degree to a member of the Senate or to a member of the House of Representatives. The nepotism statute was originally, and by subsequent amendments, intended only to prevent the Governor, heads of departments and other boards and commissions from appointing their own relatives and to prevent the Senate from confirming those who might be related to the appointive officer. Under the construction placed upon the Act by the Governor, and I believe he is absolutely sincere, he could not appoint, nor could the Senate confirm, the appointment

of any person related to either of the thirty-one members of the Senate or the one hundred and fifty members of the House. It would mean that, in order to avoid appointing a person who is related within the third degree by blood or marriage, to any member of the Legislature, he would have to ascertain not only the relationship of the appointee to the members but to the wives, children, uncles, aunts, nieces, nephews and cousins of the members. The Legislature never intended, in my opinion, to place such a burden or restriction on the appointive power. To give it that construction would make it impossible for the Governor to ascertain within any reasonable length of time the relationship of the appointee to the membership of the Legislature and the relatives of the members. The nepotism statute is ambiguous and it is confusing and the history thereof convinces me that it only sought to prevent officers of the government, heads of the departments, boards and commissions, etc., from appointing their own relatives. The original act and amendments clearly disclose such intent.

Aside from the foregoing, I questioned the power of a Legislature to limit or restrict the constitutional duty of a Senator to act upon the confirmation of a Governor's appointee. It is the constitutional duty and constitutional right of a Senator to act upon the confirmation of an appointee and even if the nepotism statute is as broad as its application has been interpreted by the Governor, I doubt the constitutionality thereof.

Be this as it may, however, I have yielded to the Governor's view. In all probability no session of the Legislature will be held between now and next January, therefore, my district will not be without representation during any session of the Legislature.

My constituents will not censure me for having resigned under the circumstances; upon the contrary, they will approve my conduct. If it is an offense for me to thus exhibit my love and devotion for my father and at the same time avoid even a technical violation of a law, then I am indeed guilty.

I am today announcing as a candidate for reelection and hope to

serve with you during the next Regular Session. I would be ungrateful if I did not express to you my heartfelt thanks and my deep appreciation for the many courtesies extended to me while serving with this honorable body. Indeed, I would be ungrateful if I did not express my highest appreciation for the confirmation of my father. I want the people of Texas to know that I publicly commend the personnel of this Senate as faithful, honest, sincere and devoted representatives of their people. No finer men or women have ever represented the people than those who now serve as Senators of their respective districts. I find no fault with them. They and each of them have my confidence, my respect and my esteem and I rejoice in the belief that they, too, have confidence in me and that I enjoy their respect and best wishes.

With every good wish for you and all of my colleagues, I am, with much respect,

Sincerely your friend,
WALTER C. WOODWARD.

The communication was read.

Senator Wirtz moved that the Senate express to former Senator Woodward its appreciation of his services, its regret at his resignation, and its hope that he would serve in the same capacity in the next legislature.

Senator Holbrook amended the motion by adding that the communication from former Senator Woodward be printed in the Journal.

Senators Wirtz, Love, Moore, Hornsby, Cousins, Small, Miller, Pollard, Woodul, McFarlane, DeBerry, Neal, Westbrook, Thomason, Berkeley, Hardin, Beck, and Williamson spoke in support of the motion.

The motion was unanimously adopted by a rising vote.

Governor Invited to Address Senate.

On motion of Senator Neal, Governor Moody was invited to address the Senate, if he so desired, before adjournment.

The Chair appointed the following Committee to convey the invitation to the Governor:

NEAL,
BECK,
PARR.

Mr. Fred Lowrie Entertains Senate.

The Chair introduced Mr. Fred Lowrie and Miss Richter, Mr. Lowrie's tutor. Mr. Lowrie entertained the Senate by whistling.

The Chair appointed Senators Hornsby and Moore to receive contributions to a fund to permit Mr. Lowrie to continue development of his remarkable talent.

Simple Resolution No. 23.

Senator Love called up from the table S. R. No. 23, relating to radio equipment for the Senate.

Senator Beck sent up the following amendment:

Amend S. R. No. 23, by adding a new paragraph as follows:

The Commissioner of Agriculture is directed to give over above mentioned radio at noon each day, except Sunday, the price of cotton, corn, oats, wheat and other farm products.

BECK,
CUNNINGHAM.

The amendment was read.

Senator Wirtz moved to table the amendment and the resolution.

The motion prevailed by the following vote:

Yeas—13.

Berkeley.	Moore.
Hardin.	Parr.
Holbrook.	Russek.
Hornsby.	Westbrook.
Hyer.	Williamson.
Martin.	Wirtz.
Miller.	

Nays—9.

Beck.	Neal.
Cunningham.	Parrish.
DeBerry.	Small.
Love.	Thomason.
McFarlane.	

Absent.

Cousins.	Pollard.
Gainer.	Witt.
Greer.	Woodul.
Patton.	

Absent—Excused.

Stevenson.

H. C. R. No. 12.

Senator Moore moved to call up from the table H. C. R. No. 12. re-

lating to revision of the House and Senate rules.

Senator DeBerry raised the point of order that the resolution was not on the table subject to call but had been tabled.

The Chair sustained the point of order.

House Bill No. 15.

Senator Love called up from the table the following bill:

H. B. No. 15, A bill to be entitled "An Act to amend Article 7047, Revised Civil Statutes of the State of Texas, 1925, providing for the levy of occupation taxes, on, and the collection from, persons, firms and associations and companies pursuing the several occupations enumerated herein; repealing all laws and parts of laws in conflict herewith providing that if any subdivision or part of this Act may be declared invalid for any reason it shall not affect any other section, subdivision or part of this Act; and declaring an emergency."

Senator DeBerry sent up the following amendment:

Amend H. B. No. 15, page 4, line 6 and 7 by striking out the words "raised or grown on premises of the seller", and by adding after the word "livestock" the words "meats."

DeBERRY,
WIRTZ.

Read and adopted.

Senator Martin moved to reconsider the vote by which the amendment by Senator Love was tabled this morning.

Senator Miller raised the point of order that this bill could not be passed within the last 24 hours according to the joint rules.

The Chair, President Pro Tem, Williamson, sustained the point of order, under Rule 11 of the Joint Rules.

Senator Love appealed from the ruling of the Chair.

President Pro Tem Williamson, asked Senator Wirtz to take the Chair.

Senator Love withdrew his appeal.

S. C. R. No. 12.

Senator Moore sent up the following resolution:

Be It Resolved by the Senate, the House of Representatives concurring, that Joint Rule of the Senate and House, known as Joint Rule No. 11, be and the same is hereby suspended.

MOORE.

Read and adopted.

Free Conference Report.

Senator Pollard sent up the following Free Conference report:

Committee Room,
Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate, and

Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee, appointed by your respective bodies to consider Senate Bill No. 84, have had said bill under consideration, and beg leave to report that we have reached the following agreement, to-wit:

The bill as agreed upon is hereto attached, and shows fully the agreement reached by your Conference Committee, which is made a part hereof.

Respectfully submitted,

POLLARD,
WIRTZ,
WOODUL,
De BERRY,
PATTON,

On the part of the Senate.

WALLACE,
McGILL,
GRAVES of Williamson.
HOLDER,
YOUNG,

On the part of the House.

S. B. No. 84.

An Act making certain emergency appropriations out of the general revenue fund of the State of Texas, or out of the highway fund of the State of Texas, for the several institutions and departments of State Government as named herein for the balance of the fiscal year ending August 31, 1930, and for the fiscal year ending August 31, 1931; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the following sums of money be, and the same are hereby appropriated out of any money in the State Treasury to the credit of the general revenue fund of the State to provide for emergencies for the several institutions and departments of State Government named herein, and to supplement appropriations heretofore made, for the balance of the present fiscal year and for the fiscal year ending August 31, 1931, which appropriations shall be immediately available and shall be for the departments and institutions of the State Government and for the purposes hereinafter stated, as follows, to-wit:

STATE SCHOOLS.

The Agricultural and Mechanical College of Texas.

	For the Years Ending August 31, 1930	August 31, 1931
Contingent fund to be expended as directed by the Directors of said college		\$ 25,000.00
Agricultural extension work		14,200.00
Summer School	\$ 12,500.00	

John Tarleton Agricultural College.

Contingent fund to be expended as directed by the Directors of said college		\$ 10,000.00
Summer School	\$ 8,600.00	

North Texas Agricultural College.

Contingent fund to be expended as directed by the Directors of said college		\$ 2,500.00
Summer School	\$ 5,000.00	

Prairie View State Normal and Industrial College.

Contingent fund to be expended as directed by the Directors of said college		\$ 5,000.00
Summer School	\$ 2,500.00	

University of Texas.

Contingent fund to be expended as directed by the Regents of said college		\$ 17,500.00
Summer School	\$ 20,000.00	

College of Mines—El Paso.

Contingent fund to be expended as directed by the Directors of said college		\$ 10,700.00
Summer School	\$ 2,500.00	

College of Industrial Arts.

Contingent fund to be expended as directed by the Directors of said college		\$ 10,000.00
Summer School	\$ 10,000.00	

"Fifteen thousand (\$15,000.00) dollars for dormitory furniture and furnishings and fifteen thousand (\$15,000.00) dollars for steam connections for said dormitories to be used second year; provided, however, that this appropriation shall be available only from such part of the one hundred fifty thousand (\$150,000.00) dollars heretofore appropriated to the University of Texas for the second biennium 1930-31 for dormitory furnishings as may be unexpended at said institution."

Texas Technological College.

	For the Years Ending	
	August 31, 1930	August 31, 1931
Contingent fund to be expended as directed by the Directors of said college.....		\$ 13,250.00
Summer School	\$ 17,500.00	

College of Arts and Industries.

Contingent fund to be expended as directed by the Directors of said college.....		\$ 11,000.00
Summer School	\$ 11,000.00	

North Texas State Teachers College.

Contingent fund to be expended as directed by the Directors of said college.....		\$ 15,000.00
Summer School	\$ 32,500.00	

Sam Houston State Teachers College.

Contingent fund to be expended as directed by the Directors of said college.....		\$ 11,800.00
Summer School	\$ 15,000.00	
For upkeep and improvement of Sam Houston home and grounds		1,000.00

East Texas State Teachers College.

Contingent fund to be expended as directed by the Directors of said college.....		\$ 6,250.00
Summer School	\$ 20,000.00	

Southwest Texas State Teachers College.

Contingent fund to be expended as directed by the Directors of said college.....		\$ 6,250.00
Summer School	\$ 17,500.00	

West Texas State Teachers College.

Contingent fund to be expended as directed by the Directors of said college.....		\$ 6,250.00
Summer School	\$ 11,500.00	
For fuel, lights and power.....	3,000.00	3,000.00

Sul. Ross State Teachers College.

Contingent fund to be expended as directed by the Directors of said college.....		\$ 7,500.00
Summer School	\$ 9,000.00	

School for the Blind.

Contingent fund to be expended for improvement of grounds, buildings, and playground equipment		\$ 750.00
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Stephen F. Austin State Teachers College.

For the Years Ending
August 31, August 31,
1930 1931

Contingent fund to be expended as directed by the Directors of said college		\$ 16,500.00
Summer School	\$ 12,500.00	

STATE ELEMOSYNARY INSTITUTIONS.

Austin State Hospital.

Repairs and improvements:		
Repairs to piping in steam heating system		\$ 2,000.00

Attorney General's Department.

For supplementing law enforcement and travel- ing expenses	\$ 3,000.00	
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Austin State School.

Salaries:		
Additional attendants for new dormitories	\$ 480.00	\$ 960.00
2 additional cooks for new dormitories	200.00	870.00
1 telephone operator	300.00	600.00

Confederate Woman's Home.

Salaries:		
Steam engineer, plumber and electrician, \$75.00 per month	\$ 525.00	\$ 300.00
Repairs and improvements:		
Garage with living quarters for negro help (sup- plements the insufficient \$2,000.00 appropri- ated heretofore)	1,600.00	
Elevator, installation and hatchway, (supple- ments insufficient \$3,500.00 appropriation heretofore made)	1,700.00	

Abilene State Hospital.

Repairs and improvements:		
General repairs		\$ 5,000.00

Home for Dependent and Neglected Children.

Salaries:		
Barber	\$ 360.00	\$ 720.00
2 Matrons for new dormitory, \$40.00 each per month	400.00	960.00
Tunnel and pipe, for new buildings	4,000.00	
Tile for bathrooms and small halls	1,000.00	
Remodeling 2 bathrooms, grills dormitory	2,385.50	

State Tuberculosis Sanatorium.

Salaries:		
1 storeroom helper and steno. \$50.00 per month		\$ 600.00
Electrician, \$60.00 per month	\$ 300.00	720.00
2 laundry workers, \$420.00 each per year		880.00
1 yardman, \$60.00 per month	360.00	720.00
Children's Department:		
1 cook \$75.00 per month	450.00	900.00
1 cook, \$60.00 per month	360.00	720.00
2 dishwashers, \$30.00 each per month	360.00	720.00
1 janitor, \$20.00 per month	120.00	240.00
3 graduate nurses, \$65.00 each per month	1,170.00	2,340.00

	For the Years Ending	
	August 31, 1930	August 31, 1931
Repairs and improvements:		
Remodel old storeroom for living quarters.....		3,000.00
Improvements for yards and grounds.....	200.00	500.00
Miscellaneous:		
Implements, machines and seed.....	400.00	750.00

Wichita Falls State Hospital.

Maintenance and miscellaneous:		
Additional support and maintenance.....	\$ 10,000.00	\$ 26,000.00

Rusk State Hospital.

Repairs and improvements:		
Cold storage for new dining room and kitchen....	\$ 6,000.00	
Remodeling prison power house for living quarters	5,500.00	
Furniture and equipment for the employees' home	1,000.00	

STATE COURTS.

Supreme Court.

Contingent expense	\$ 300.00	\$ 300.00
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Courts of Civil Appeals.

For actual and necessary expenses.....	\$ 750.00	\$ 750.00
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STATE DEPARTMENTS.

State Board of Control.

Chief Auditing Clerk.....	\$ 900.00	\$ 1,800.00
Second Assistant to Purchasing Agent.....	900.00	1,800.00
Annual extra help appropriation.....		800.00

Adjutant General's Department.

Expenditures incurred by department in administering martial law at Borger, Texas.....

Secretary of State.

Printing of laws of the Forty-first Legislature....	\$ 2,000.00	
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Department of Banking.

Maintenance of department supervising building and loan associations		\$ 5,000.00
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Department of Education.

Expense investigating school census.....	\$ 650.00	
Postage, stationery and printing.....	500.00	
Per diem and expense, State Board of Education	1,000.00	

State Department of Health.

Executive Office:

Expenses of Board of Health meetings.....	\$ 300.00	\$ 300.00
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Food and Drug Bureau:

Traveling and other expenses of State Chemist.....		900.00
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Laboratories:

Equipment for laboratories.....		500.00
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	For the Years Ending	
	August 31, 1930	August 31, 1931
Sanitary Engineering:		
Assistant Chief Engineer.....		3,000.00
Traveling expenses and contingent.....		1,000.00
Bureau of Vital Statistics:		
Field Agent, salary.....		2,400.00
Tabulating machine operator.....		1,500.00
Traveling expenses for Bureau of Vital Statistics.....		1,000.00
Printing, fixtures and furniture and other supplies.....		1,000.00
Stamps, telephone, contingent and extra help.....		3,500.00
Bureau of Child Hygiene:		
Traveling expenses, four itinerant nurses.....	500.00	1,000.00
Traveling expenses, Director of Bureau.....	500.00	1,000.00
Stationery, publishing and printing pamphlets....	200.00	500.00

Industrial Accident Board.

Supplemental appropriations for salaries.....\$ 1,575.00 \$ 2,700.00

Department of Insurance.

One special investigator, salary.....\$ 1,375.00 \$ 2,750.00
One office clerk.....750.00 1,500.00

General Land Office.

Paper and other materials and parts for photostat machine for use of all departments in State office buildings.....\$ 3,000.00
Chief Accountant from March 1, 1930, to August 31, 1930.....1,500.00 \$ 3,000.00
One general clerk, \$1,800.00 per annum.....900.00 1,800.00

Railroad Commission.

Oil and Gas Division:

There is hereby appropriated out of the fund provided for in Article 6032 of the Revised Civil Statutes of Texas of 1925, all of said fund for the fiscal years ending August 31, 1930, and August 31, 1931, not heretofore appropriated, the same to be used by the Railroad Commission of Texas for the additional support and maintenance of its Oil and Gas Division for said fiscal years, it being contemplated that the funds hereby appropriated will be used by said Commission to supplement the regular appropriation for said fiscal years for its Oil and Gas Division to pay such additional salaries, traveling and contingent expenses as may be necessary for the proper administration of the conservation and pipe line laws of the State of Texas contained in Title 102 of the Revised Civil Statutes of 1925, and especially the recent act of the Forty-first Legislature of the State of Texas enlarging the powers and duties of the Railroad Commission of Texas with reference to the conservation, transportation, storage and purchase of petroleum and its products in said State and designating as public utilities the owners, operators and managers of oil storage tanks and storage facilities for hire and placing such utilities under the control of said Commission.

Treasury Department.

	For the Years Ending	
	August 31, 1930	August 31, 1931
1 stenographer and secretary to the Treasurer at \$125.00 per month.....	\$ 600.00	\$ 1,500.00

For the Years Ending
August 31, August 31,
1930 1931

For the purpose of buying property surrounding the Alamo in the City of San Antonio, Texas, to be expended according to the laws of the State of Texas for -----

\$150,000.00

State Highway Department.

The following sums of money, or so much thereof as may be necessary, be and the same are hereby appropriated out of any money in the State Highway Fund not otherwise appropriated for the support and maintenance of the State Highway Department for the two-year period beginning September 1, 1929, and ending August 31, 1931; provided each of the regulations and provisions of the Act here amended, affecting the employees holding the positions herein created, shall govern.

Engineering Division:

Assistant Engineer of Materials and Tests.....	\$ 1,750.00	\$ 3,000.00
Contingent fund	5,000.00	

Accounting Division:

Construction clerk	1,050.00	1,800.00
General clerk	1,050.00	1,800.00

Maintenance Division:

Maintenance clerk	1,050.00	1,800.00
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Removing Dead Heroes to Texas.

Removing the remains of Captain James Hughes Callahan, a survivor of the Fannin massacre, from Blanco to the State Cemetery at Austin	\$ 250.00
Erecting monument	250.00
Removing the remains of Captain Benjamin Franklin Bryant, a captain of San Jacinto, from Milam County to the State Cemetery at Austin (present monument to be used)	250.00
Erecting monument at the grave of William L. Hunter, a survivor of the Fannin massacre, in the State Cemetery at Austin	250.00
Erecting monument at the grave of General Hugh McLeod, Commander of the Santa Fe Expedition in 1841, in the State Cemetery at Austin	250.00
Erecting monument at the grave of Francis White Johnson, who commanded the Texas army at San Antonio after Benjamin Milam fell, in the State Cemetery at Austin	250.00
Erecting a monument at the grave of Royal T. Wheeler, Chief Justice of the Supreme Court of Texas, in the State Cemetery at Austin	250.00
Erecting monument at the grave of Erastus (Deaf) Smith, famous spy at the fall of Bexar in 1835 and the battle of San Jacinto in 1836, at Richmond, Texas	1,000.00
Erecting monument at or near the grave of Captain Matthew Caldwell, a captain of the Santa Fe Expedition in 1841 and who as captain of forces at Salado Creek near San Antonio, stopped the invasion of General	

	For the Years Ending	
	August 31, 1930	August 31, 1931
Adrian Woll in 1842, at the old Cemetery at Gonzales, Texas		250.00
Erecting monument at or near the grave of James Collinsworth, first Chief Justice of the Supreme Court of the Republic of Texas, in the old City Cemetery at Houston, Texas.....		250.00
Erecting monument at the grave of General Edward H. Tarrant, Brigadier General of the Texas army in 1842, in Pioneers Rest, Fort Worth, Texas		250.00

The foregoing itemization of the amounts is merely an estimate and shall not prevent the Board of Control from using said lump sum to accomplish the purposes, even though it may be necessary to spend more or less within the total than the various items above shown, to accomplish the purposes.

State Auditor's Department.

	For the Years Ending	
	August 31, 1930	August 31, 1931
One office clerk (5 months)	\$ 1,000.00	
Assistant auditors	7,350.00	
Stationery and printing	250.00	
Postage, telegraph and telephone.....	100.00	
Traveling expenses	500.00	
The following sums of money, or so much thereof as may be necessary, to be used by the State Auditor in auditing the royalties that have accrued, and that are accruing, to the permanent school fund, and to check the audit that has been, and is being made, of the university royalties		\$ 25,000.00
Furniture and equipment	\$ 250.00	
Contingencies	550.00	
8 auditors		23,400.00
1 office clerk		2,400.00
Furniture and Equipment.....		1,000.00
Stationery and printing		700.00
Traveling expenses		1,300.00
Postage, telegraph and telephone		300.00
Miscellaneous expenses		900.00

Department of Agriculture.

For salaries and expenses in the administration of the Pink Bollworm Law, and inspection and eradication of the Tuber Moth, sweet potato weevil, and other dangerous pests and plant diseases	\$ 3,000.00	\$ 6,000.00
Collecting, compiling and disseminating agricultural information		
Traveling expenses	500.00	2,500.00
General office expenses, including furniture, fixtures, stationery, postage, printing, express, telephone, telegraph, and contingent ..	1,000.00	1,000.00
For testing butter fat in milk, and testing water, light and gas meters	750.00	1,500.00

Supreme Court.

For the Years Ending
August 31, August 31,
1930 1931

Joint stenographer for Supreme Court Reporter
and for reporter of Court of Criminal Appeals \$ 1,500.00

Texas Prison System.

Support and Maintenance (Supplemental):

Bedding and clothing	\$ 83,806.60	
Dental supplies		
Drugs		
Miscellaneous and contingent expenses	209,132.80	
Office supplies	869.83	
Hospital and surgical supplies		
Tools, implements, and miscellaneous	35,671.69	
Salaries (Supplemental):		
Cashier		
Assistant Day Warden		
7 Farm stewards @ \$80.00		
22 Dog sergeants (increase from \$75.00 to \$90.00) (Re-established positions)	1,980.00	3,960.00
Secretary to General Manager	750.00	1,500.00
Manager prison store	900.00	1,800.00
Secretary to Warden		
Construction Foreman (Ney positions)		
Medical Supervisor	2,500.00	5,000.00
Hospital Superintenddnt		
Pathologist	1,500.00	3,000.00
Hospital physician	1,800.00	3,600.00
Assistant Chaplain	300.00	600.00
65 Guards at \$75.00	29,250.00	58,500.00

Additional Appropriations:

Buildings and improvements	30,000.00
Insecticide and equipment for cotton poisoning	25,000.00
For the purpose of paying the State's one-third part of paving in front of the prison property in the City of Huntsville on Eleventh Street between Avenue H and Avenue G; the amount assessed against the State is not to exceed the amount per lienar foot assessed and to be paid by the City of Hunts ville, or the abutting cor- responding property owners for like or similar work, the amount set opposite or so much thereof as may be necessary	2,542.74

The salaries herein provided for are not to ex-
ceed the maximum herein appropriated for
each item.

Provided that hereafter the Texas Prison Board
is authorized to employ one farm manager-
supervisor and pay said employee the sum of
\$3,000.00 per annum for each of the two years
ending August 31, 1930, and August 31, 1931;
\$2,00.00 of the \$14,000.00 heretofore appro-
priated for seven farm managers and the
\$1,000.00 heretofore appropriated as salary
for farm supervisor for the years ending Au-
gust 31, 1930, and August 31, 1931, by the
Third Called Session of the Forty-first Legis-
lature, is hereby re-appropriated for the pur-

	For the Years Ending	
	August 31, 1930	August 31, 1931
pose of paying the salary of said farm manager-supervisor.		
Additional salary for Superintendent of shoe factory -----	300.00	600.00

Any sums of money appropriated in H. B. No. 10 of the Fifth Called Session of the Forty-first Legislature not expended on or before August 31, 1930, is hereby appropriated to be expended as determined by the Prison Board for the year ending August 31, 1931.

Court of Civil Appeals, Amarillo.

	For the Years Ending	
	August 31, 1930	August 31, 1931
To purchase law books.....\$	400.00	

Amona School District.

For repairs to Amona school building for damage done by cyclone -----	\$ 1,500.00
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State Comptroller's Department.

Salaries for stenographers and typists to write and register highway warrants (None to exceed \$125.00 per month) -----	\$ 1,875.00	\$ 4,500.00
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Provided the item of five thousand dollars (\$5,000.00) granted to the General Land Office for the purpose of making a survey of the land reclaimed from the State of Oklahoma, as provided in Senate Bill No. 296, Regular Session of the Forty-first Legislature, shall be expended throughout the period ending August 31, 1930, and any remaining amount is appropriated to be expended for this purpose in the fiscal year ending August 31, 1931.

The sum of two hundred fifty thousand dollars (\$250,000.00), or so much thereof as may be necessary, is hereby appropriated out of the treasury to be paid out of the State Highway Fund to pay claims for money erroneously paid to the State Highway Fund for license fees on seating capacity of motor vehicles under the provisions of Article 820 of the Penal Code of Texas, 1925, and Chapter 75 of the Acts of the Regular Session of the Thirty-eighth Legislature, said claims to be paid upon satisfactory proof being made of the justness of said claims as hereinafter provided.

Warrants for the payment of claims hereunder shall only be issued by the Comptroller upon the State Highway Fund upon the presentment to him of an affidavit by the person, firm or corporation, or their lawful attorney, showing the amount erroneously paid for seating capacity license fees on the following classes of motor vehicles: Those of seven passenger capacity or less, which were retred to persons who were given complete control of said vehicles while so rented without limitation as to the roads over which the same were to be operated and which vehicles were not operated over a fixed route, and/or those motor vehicles regardless of seating capacity which were operated wholly within the corporate limits of any incorporated city or town, or the suburbs thereof, in the State of Texas; and which fees were paid under the provisions of Section 16e of Chapter 75 of the Acts of the Regular Session of the Thirty-eighth Legislature or under Article 820 of the Penal Code of Texas; provided that the Comptroller shall not issue any such warrant until he finds from an examination of the records of his office that the claim in each instance has not been paid, and said Comptroller shall attach a certificate from

the Highway Engineer or Auditor of the State Highway Department to the effect that said tax was actually paid to the State of Texas or to a Tax Collector of any county of the State; provided further that the Comptroller shall not issue any such warrant until the Attorney General has approved the claim as being lawfully due the claimant under this Act.

The provisions of Article 6694 of the Revised Civil Statutes pertaining to the payment of money out of the Highway Fund shall not apply to the payment of the claims provided for herein but same shall be paid as above provided.

Sec. 2. The fact that the appropriations for the institutions and departments above mentioned for the items therein specified are exhausted, or will be exhausted before the expiration of the time for which appropriations have been made, and the fact that no appropriations have been made to cover some of the items, creates an emergency and an imperative public necessity, which justifies the suspension of the constitutional rule requiring bills to be read upon three several days in each House, and said rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read and adopted by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parr.
Gainer.	Parrish.
Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Thomason.
Love.	Westbrook.
Martin.	Williamson.
McFarlane.	Witt.
Miller.	Woodul.

Nays—1.

Cousins.

Present—not Voting.

Wirtz.

Absent—Excused.

DeBerry. Stevenson.

Reason for Vote.

I vote yea on this Free Conference report reluctantly because I know the appropriations for summer schools are inadequate, but it being only 30 minutes until final adjournment, there is no other recourse.

MILLER.

Free Conference Report.

Senator Russek sent up the following Free Conference report:

Committee Room,

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate,

Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Conference Committee appointed to consider the differences between the House and the Senate on H. B. No. 2, beg leave to report as follows:

That the tax in said bill be 55 cents per long ton.

PALMER,
KIMBLE,
HUBBARD,

On the part of the House.

COUSINS,
RUSSEK,
GAINER,
GREER,
PATTON,

On the part of the Senate.

Read and adopted by the following vote:

Yeas—26.

Berkeley.	Moore.
Cousins.	Neal.
Cunningham.	Parr.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Nays—3.

Beck.
Love.

Parrish.

Absent—Excused.

Stevenson.

Reason for Vote.

My reason for voting "aye" on the sulphur tax of 55 cents per long ton is that it was not possible to get more, and 55 cents is better than nothing.

NEAL.

Reason for Vote.

I vote against the Free Conference report of 55 cents sulphur tax for the reason that this tax should have been at least One Dollar.

PARRISH.

Free Conference Report.

Senator Hyer sent up the following Free Conference report:

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate,
Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your Free Conference Committee appointed to adjust differences on H. B. No. 12, being the franchise tax bill, beg leave to report that in lieu of the House bill as amended by the Senate, we hereby report the following as an agreed bill, to-wit:

A BILL

To Be Entitled

An Act amending Articles 7084, 7085, 7089 and repealing Articles 1538-i, 7088 and 7090, Revised Civil Statutes 1925; levying and imposing franchise taxes on domestic and foreign corporations and providing for the collection thereof; providing the method, manner, scale and time of computation; providing for the enforcement of the provisions hereof; prescribing offenses; declaring liens, penalties, and fines; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Articles 1538-i, 7088, and 7090, be and are hereby repealed.

Sec. 2. That Articles 7084 and 7085 of the Revised Civil Statutes of 1925, be amended and combined under Article 7084 so as to read as follows:

"Article 7084. Amount of Tax.—
(A) Except as herein provided, every domestic and foreign corporation heretofore or hereafter chartered or authorized to do business in Texas, shall, on or before May 1st of each year, pay in advance to the Secretary of State a franchise tax for the year following, based upon that proportion of the outstanding capital stock, surplus and undivided profits, plus the amount of outstanding bonds, notes and debentures, other than those maturing in less than a year from date of issue, as the gross receipts from its business done in Texas bears to the total gross receipts of the corporation from its entire business, which tax shall be computed at the following rates for each one thousand (\$1,000.00) dollars or fractional part thereof; one dollar (\$1.00) to one million dollars (\$1,000,000.00) sixty cents (60c); in excess of one million (\$1,000,000.00) dollars, thirty cents (30c); provided that such tax shall not be less than ten dollars (\$10.00) in the case of any corporation, including those without capital stock. Where a foreign corporation applying for a permit has theretofore done no business in Texas, such tax shall not be payable until the end of one year from the date of such permit, at which time the tax shall be computed according to such first year's business; and at the same time such corporation shall also pay its tax in advance, based upon its first year's business, for the period from the end of the first year to and including May 1st following. In all other cases, the tax shall be computed from the data contained in the reports required by Article 7087 and 7089. Capital stock as applied to corporations without capital stock shall mean the net assets.

(b) Corporations which are now required by law to pay annually a tax upon intangible assets, corporations owning or operating street railways in or upon the public streets of any town or city, and corporations organized to maintain or owning or operating electric or interurban railways, shall be required to hereafter pay a franchise

tax equal to one-fifth of the franchise tax herein imposed against all other corporations under Section (A) herein.

(c) Provided, however, that this Act shall not apply to corporations organized as terminal companies not organized for profit, and having no income from the business done by them.

(D) Except as provided in preceding clauses "B" and "C", all public utility corporations, which shall include every such corporation engaged solely in the business of a public utility whose rates or service is regulated, or subject to regulation in whole or in part, by law, shall pay a franchise tax as provided in this Act, except the same shall be based on that proportion of the issued and outstanding stock, surplus, and undivided profits, which the gross receipts of the business of said corporation done in this State bears to its total gross receipts, instead of the gross assets; and in lieu of the rate hereinbefore prescribed said tax shall be computed as follows:

One Dollar (\$1.00) to One Million Dollars (\$1,000,000.00) sixty-five cents for each One Thousand Dollars (\$1,000.00) or fractional part thereof;

Forty-five cents for each One Thousand Dollars (\$1,000.00) or fractional part thereof in excess of One Million Dollars (\$1,000,000.00) and not exceeding Ten Million Dollars (\$10,000,000.00);

And thirty-five cents for each One Thousand Dollars or fractional part thereof in excess of Ten Million Dollars (\$10,000,000.00).

For the purpose of computing the tax of corporations issuing no-par value stock, such stock shall be taken and considered as being of the value actually received at the time of the issuance thereof; and foreign corporations issuing such stock shall furnish the Secretary of State with the same information now required of domestic corporations issuing such stock.

Sec. 3. That Article 7089 be amended so as to read as follows:

"Article 7089. Report of Corporation. Except as herein provided, all corporations now required to pay an annual franchise tax shall, between January 1st, and March 15th of each year, make a sworn report

to the Secretary of State, on blanks furnished that officer, showing the condition of such corporation on the The Secretary of State, may for good cause shown by any corporation, extend such time to any date up to May 1st. Said report shall give the cash value of all assets of the corporation, the aggregate par value of its authorized capital stock, the capital stock actually paid in, the surplus and undivided profits or deficit, if any, the amount of mortgage, bonded and current indebtedness, the amount and date of payment of the last annual, semi-annual, quarterly or monthly dividends; the total gross receipts of such corporation from all sources and the gross receipts from its business done in Texas for the calendar year preceding, giving the name of each foreign State or country in which it has a permit to do business. Where a foreign corporation has not theretofore done business in this State and is granted a permit to do business in Texas, it shall file its first report as of the end of one year from the date of such permit, within ninety (90) days of such date. Any corporation which shall fail or refuse to make its reports shall be assessed a penalty of ten per cent of the amount of franchise tax due by such corporation, payable to the Secretary of State, together with its franchise tax. Said reports shall be deemed to be privileged and not for the inspection of the general public, but one interested in the subject matter of any report may secure a copy of same upon presenting an affidavit to the Secretary of State, showing the nature of such interest. Each report shall be sworn to by either the president, vice-president, secretary, treasurer, or general manager, and shall give the name and address of each officer and director. In order to provide a means for service of process to collect any franchise tax or penalties, and in all other cases, each foreign corporation shall, for such purpose, designate some person residing in this State whose name and address shall be given in each report. Such corporations reporting under Sec. A shall also show the amount of outstanding bonds, notes and debentures other than those maturing within one year from date of issue; and in addition thereto, said report

shall show separately the amount of outstanding bonds, notes and debentures maturing within one year from date of issue thereof. On or before August 1, 1930, a report shall be made as required by the provisions hereof. The State shall have prior lien as provided in Section 5 for all taxes, penalties and interest.

Sec. 4. The forms prescribed shall contain such other information as the Secretary of State may deem advisable and he may adopt rules and regulations providing for the enforcement of the provisions hereof and may require corporations to cause such records as may be necessary in determining the amount of taxes that may be due hereunder. No tax shall be paid which may not be collected under the State and Federal Constitution.

Sec. 5. If any corporation shall transact intrastate business in this State without first having obtained a permit under the provisions hereof, such corporation shall forfeit to the State of Texas, the sum of One Thousand (\$1,000.00) Dollars for each day such corporation transacts any intrastate business or maintains an office within the State, to be recovered in a suit to be brought by the Attorney General and the State shall have a lien on all property of said corporation for said penalties and any corporation may be enjoined by such officer, which said suits may be brought in Travis County, Texas, and each day's offense shall constitute a separate offense.

Sec. 6. For the tax year ending April 30, 1931, in order to give sufficient time to meet the requirements of this Act, no penalties or forfeitures or reports shall accrue or be made under the provisions of Articles 7091 and 7092, Revised Civil Statutes of 1925, until August 1, 1930. If any corporation shall have paid its franchise tax for the tax year ending April 30, 1931, before this Act takes effect, and under the provisions hereof an additional sum for such year shall be due, such corporation shall be required to pay such additional sum on or before August 1, 1930, or, if the amount already paid is in excess of the tax that would be due for such year, then the excess payments shall be credited on next year's tax.

Sec. 7. The provisions of this Act are severable and if any Section, provision or part thereof be declared invalid, then it is hereby declared the legislative intent that the remaining part of this Act would be enacted not withstanding such invalid parts.

Sec. 8. This Act shall not affect or abridge any provision of law now existing which exempts any corporation from the payment of franchise tax.

Sec. 9. The fact that the present franchise tax law results in discrimination against corporations having par value stock on the one hand, and those having no-par stock on the other, and be cause a tax on the capital stock fails to reach all of the capital on which a corporation does business and therefore fails to distribute evenly the burden of taxation, as where one corporation has a small capital stock with a large capital provided from bonds, while another has a capital stock fairly representing its actual capital, and for the further reason that an attack is now being made on the validity of the franchise tax on foreign corporations, creates an emergency and an imperative public necessity requiring that the Constitutional Rule that Bills shall be read on three several days in each House be suspended and said Rule is hereby suspended and that this Act take effect and be in force from and after its passage and it is so enacted.

MARTIN,
LOVE,
McFARLANE,
HYER,
WITT,

On the part of the Senate.

VAN ZANDT,
METCALFE,
DeWOLFE,
TURNER,
PURL,

On the part of the House.

Read and adopted by the following vote:

Yeas—29.

Beck.
Berkeley.
Cousins.
Cunningham.
DeBerry.
Gainer.
Greer.
Hardin.

Holbrook.
Hornsby.
Hyer.
Love.
Martin.
McFarlane.
Miller.
Moore.

Neal.	Thomason.
Parr.	Westbrook.
Parrish.	Williamson.
Patton.	Wirtz.
Pollard.	Witt.
Russek.	Woodul.
Small.	

Absent—Excused.

Stevenson.

House Bill No. 15.

Senator Love called up from the table H. B. No. 15.

The bill as amended passed to third reading.

On motion of Senator Love the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 15. was put on its third reading and final passage, by the following vote:

Yeas—26.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parr.
DeBerry.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Hardin.	Russek.
Hornsby.	Small.
Hyer.	Westbrook.
Love.	Williamson.
Martin.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.

Absent.

Cousins.	Thomason.
Holbrook.	

Absent—Excused.

Stevenson.

Read third time and finally passed by the following vote:

Yeas—20.

Beck.	McFarlane.
Berkeley.	Moore.
Cunningham.	Neal.
Gainer.	Parr.
Greer.	Parrish.
Hardin.	Patton.
Hornsby.	Pollard.
Hyer.	Russek.
Love.	Westbrook.
Martin.	Woodul.

Present—Not Voting.

DeBerry.	Williamson.
Miller.	Wirtz.

Absent.

Cousins.	Thomason.
Holbrook.	Witt.
Small.	

Absent—Excused.

Stevenson.

Reason For Vote.

I vote "present" on this bill because it was rushed through at the last minute and I was unable to determine its effects, whether good or bad.

MILLER.

Bills Signed.

The Chair, President Pro Tem Williamson, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 53.	H. B. No. 12.
S. B. No. 84.	H. B. No. 15.
H. B. No. 2.	

Notification Committees Appointed.

On motion of Senator Hyer, the Chair appointed the following committees to notify the Governor and the House that the Senate had completed its labors and was ready to adjourn:

To notify the Governor: Senators Hyer, Hornsby and Moore.

To notify the House: Senators DeBerry, McFarlane and Hardin.

Pages Excused.

By unanimous consent the pages were excused.

Notification Committees Report.

The committee to notify the Governor appeared at the bar of the Senate and Senator Hyer announced that the committee had performed its duty.

The committee to notify the House appeared at the bar of the Senate and Senator DeBerry announced that the committee had performed its duty.

At Ease.

On motion of Senator Wirtz, the Senate stood at ease subject to the call of the Chair.

Committee From The House.

A committee from the House appeared at the bar of the Senate and Mr. McCombs notified the Senate that the House had completed its labors and was ready to adjourn.

Sine Die Adjournment.

At 12:00 o'clock p. m., the Chair, President Pro Tem Williamson, declared the Fifth Called Session of the Forty-first Legislature of the State of Texas adjourned sine die.

APPENDIX.**Petitions and Memorials.**

2215 Wyoming Avenue,
March 17, 1930.

Hon. Bob Barker, Secretary of Senate, Austin, Texas.

Dear Sir: I beg to acknowledge your kind letter and resolution, and ask you to convey to the Senate and House of Representatives of the State of Texas, my sincere appreciation and gratitude for the action which they have taken.

Very sincerely yours,
(Signed) HELEN H. TAFT.

Editorial From The Waxahachie Daily Light.

"The Legislature has paid out \$1,000.00 of the dear peepul's money to the composers of the state song 'Texas, Our Texas.' We'll wager a pewterfied buffalo nickel against a rancid doughnut that ninety-nine out of every hundred native sons and daughters never memorize it beyond the first verse and chorus."

The following were contributors to the \$1,000.00 prize offered for the State song:

Jesse Jones, Houston; J. K. Hughes, Mexia; W. L. Clayton, Houston; Senator Gus Russek, Schulenburg; Senator Archie Parr, Ben-evides; Kingsville Improvement Co., Kingsville; J. C. Kennedy, Corpus Christi; Caesar Kleburg, Kingsville; J. K. Wolters, Houston; Mike Hogg, Houston; Sam P. Cochran, Dallas; Harry Seay, Dallas; J. A. Kemp, Wichita Falls; H. J. Lutch Stark, Orange; Edgar B. Davis, Luling.

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 77 carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 78 carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 24 carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 69 carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 48 carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 60 carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 29 carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 58 carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 75, carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 30, carefully examined and compared, and find the same correctly enrolled, and have this day at 3 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 66 carefully examined and compared, and find the same correctly enrolled, and have this day at 8:40 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 90, carefully examined and compared, and find the same correctly enrolled, and have this day at 8:40 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 93, carefully examined and compared, and find the same correctly enrolled, and have this day at 8:40 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 41, carefully examined and compared, and find the same correctly enrolled, and have this day at 8:40 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, March 20, 1930.
Hon. Barry Miller, President of the
Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 43, carefully examined and compared, and find the same correctly enrolled, and have this day at 9:40 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room.

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 61, carefully examined and compared, and find the same correctly enrolled, and have this day at 9:40 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 88, carefully examined and compared, and find the same correctly enrolled, and have this day at 9:40 p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 27, carefully examined and compared, and find the same correctly enrolled, and have this day at 9:57 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 57, carefully examined and compared, and find the same correctly enrolled, and have this day at 9:57 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 53, carefully examined and compared, and find the same correctly enrolled, and have this day at 11:00 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,

Austin, Texas, March 20, 1930.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 84, carefully examined and compared, and find the same correctly enrolled, and have this day at 11:30 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Senate Chamber Enrolling Room.

Austin, Texas, March 24, 1930.

Hon. Jane Y. McCallum,
Secretary of State, State of Texas,
Austin, Texas.

Dear Madam:

I beg to transmit herewith for your record and files the following listed Senate Bills, which were introduced and passed by the Senate of Texas at its Fifth Called Session of the Forty-first Legislature, and which bills were engrossed and sent to the House of Representatives for their consideration:

S. B. No. 1.	S. B. No. 50
S. B. No. 5.	S. B. No. 53.
S. B. No. 8.	S. B. No. 54.
S. B. No. 10.	S. B. No. 55.
S. B. No. 11.	S. B. No. 56.
S. B. No. 13.	S. B. No. 57.
S. B. No. 15.	S. B. No. 58.
S. B. No. 17.	S. B. No. 60.
S. B. No. 18.	S. B. No. 61.
S. B. No. 19.	S. B. No. 62.
S. B. No. 20.	S. B. No. 63.
S. B. No. 21.	S. B. No. 64.
S. B. No. 24.	S. B. No. 65.
S. B. No. 25.	S. B. No. 66.
S. B. No. 27.	S. B. No. 67.
S. B. No. 28.	S. B. No. 68.
S. B. No. 29.	S. B. No. 69.
S. B. No. 30.	S. B. No. 71.
S. B. No. 31.	S. B. No. 75.
S. B. No. 32.	S. B. No. 74.
S. B. No. 33.	S. B. No. 75.
S. B. No. 34.	S. B. No. 76.
S. B. No. 36.	S. B. No. 77.
S. B. No. 37.	S. B. No. 78.
S. B. No. 38.	S. B. No. 79.
S. B. No. 39.	S. B. No. 81.
S. B. No. 41.	S. B. No. 82.
S. B. No. 42.	S. B. No. 83.
S. B. No. 43.	S. B. No. 84.
S. B. No. 44.	S. B. No. 85.
S. B. No. 45.	S. B. No. 87.
S. B. No. 46.	S. B. No. 88.
S. B. No. 48.	S. B. No. 90.

S. B. No. 93. S. B. No. 95.
S. B. No. 94. S. B. No. 96.
S. B. No. 91. S. B. No. 100.
S. B. No. 92.

C. L. BOES,

Engrossing Clerk of the Senate.

I beg also herewith to transmit to you for your files the following Senate bills which were introduced and passed by the Senate of Texas finally and by the House of Representatives and were enrolled by me and sent to the Governor:

S. B. Nos. 1, 5, 10, 11, 15, 17, 18, 19, 20, 21, 24, 25, 27, 29, 30, 31, 33, 37, 39, 41, 43, 44, 48, 53, 54, 55, 56, 57, 58, 60, 61, 62, 63, 64, 65, 66, 68, 69, 71, 75, 77, 78, 82, 84, 87, 88, 90, 92, 93, 94, 96.

C. L. BOES,

Enrolling Clerk of the Senate.

We acknowledge receipt of the above senate Bills.

JANE Y. McCALLUM.

Secretary of State.

NOTARIES PUBLIC.

The Secretary of State reported to the Journal Clerk that the following nominations of the Governor to be Notaries Public in and for the various counties for the term beginning June 1, 1929, and ending June 1, 1931, had been confirmed by the Senate in Executive Session:

FIRST DISTRICT.

Bowie County.

Ward, Miss Anne.....Texarkana

Marion County.

Bolick, T. H.....Jefferson

Titus County.

Wilson, H. B.....Mt. Pleasant

Jones, H. R.....Mt. Pleasant

Bowie County.

James, D. V.....Texarkana

Lawrence, Miss Lena.....Texarkana

Keeney, L. E.....Texarkana

Marion County.

Lemmons, S. E.....Jefferson

McCasland, Joe.....Jefferson

Shackelford, W. A.....Jefferson

SECOND DISTRICT.

Gregg County.

Murphy, J. T.....Longview

Harrison County.

Scroggens, F. M.....Marshall

Panola County.

McCarmack, J. D.....Long Branch

Duran, J. R.....Carthage

Shelby County.

Nail, Geo.Center

THIRD DISTRICT.

Cherokee County.

Holcomb, J. H.....Jacksonville

Molloy, C. D.....Jacksonville

Sherman, Bessie.....Jacksonville

Jasper County.

Gleen, H. A.....Jasper

Seale, E. A.....Jasper

Delta County.

Foster, R. H.....Cooper

Angelina County.

Hill, John I.....Lufkin

Nacogdoches County.

Crosby, M. C.....Douglas

Hodges, C. A.....Nacogdoches

Jasper County.

Seale, Prentiss B.....Jasper

Jefferson County.

Baten, G. D.....Beaumont

Bowers, T. H.....Beaumont

Pigford, W. S.....Beaumont

Roberts, Delia D.....Beaumont

FOURTH DISTRICT.

Hardin County.

Foster, R. M.....Saratoga

Jefferson County.

Azell, Mrs. L. A.....Port Arthur

Bourbon, Norah H.....Beaumont

Cantrelle, Josie.....Beaumont

Hearne, Miss Fannie.....Port Arthur

Hoyt, Wenonah.....Beaumont

Lanier, Mrs. Betty Dishman.....

.....Beaumont

McQueen, Mildred.....Beaumont

Minter, M. M.....Port Arthur

Nantz, V. E.....Beaumont

Perkins, Geo. R.....Beaumont

Roberts, Mr. K. L.....Beaumont

Roberts, Mrs. K. L. Beaumont
 Ramsey, L. A. Beaumont
 Schmitt, T. M. Beaumont
 Sharpley, Nell Beaumont
 Simmons, Tipton Port Arthur
 Trask, Roy E. Beaumont
 Teaff, Joe Beaumont
 Thornton, M. Port Arthur
 Wedgeworth, S. Beaumont
 Wyatt, C. R. Beaumont
 Wistner, Vernon J. Port Arthur

Orange County.

Dancy, O. C., Jr. Orange

FIFTH DISTRICT.

Houston County.

Spence, R. J. Crockett
 McLean, Dan H. Crockett
 Gunter, Mrs. B. J. Crockett
 Griffin, Orvel Crockett
 Christian, Robert C. Crockett
 Frisby, L. A. Grapeland
 Howard, J. W. Grapeland
 Brimberry, M. L. Crockett
 McLean, W. K. Crockett
 McLean, Will Crockett
 Denny, S. T. Crockett
 Locky, A. S. Crockett
 Howard, Lucille Grapeland
 Monk, C. L. Crockett
 Small, J. Thomas Weldon
 Conner, R. M. Weldon
 McClain, G. D. Crockett
 Patton, J. S. Crockett
 Mangum, Lauda W. Crockett

Montgomery County.

Park, Mrs. Adah M. Conroe

San Jacinto County.

Ross, J. G. Cold Springs

Walker County.

Parish, J. E. Huntsville
 Standley, D. F. Huntsville
 Harrell, E. F. Huntsville

Leon County.

Candiff, Hugh Marquize
 Lanier, G. M. Marquize
 Grayson, Davis Marquize

Polk County.

Willis, Dr. R. D. Livingston

SIXTH DISTRICT.

Anderson County.

Rogers, W. G. Palestine

Folye, Vern Elkhart
 Avant, H. H. Palestine
 Avant, Milton T. Palestine

Henderson County.

Glenn, W. F. Athens
 Hanes, Lawrence Athens
 Faulk, R. C., Jr. Athens
 Browning, G. U. Athens
 Dickerson, David M. Athens
 Wyrick, James H. Athens
 Perryman, W. C. Athens

Freestone County.

Sanders, Margie Teague
 Neale, Mrs. Edith Teague
 Wallace, Ked Teague

Navarro County.

Dickson, R. Temple Corsicana

Anderson County.

Campbell, R. L. Palestine
 Updack, Percy Palestine
 Edwards, A. W. Palestine
 Heath, Morris G. Palestine

Henderson County.

Sanders, R. B. Athens
 Welborn, T. U. Athens
 Willborn, T. U. Athens
 Wells, Chas. Brownsboro
 Wills, Chas. Brownsboro
 Robinson, E. N. Athens
 Corley, Mrs. Lillie E. Murchison
 Johnson, F. E. Athens

Freestone County.

Johnson, F. E. Teague
 Farman, E. C. Teague

Kaufman County.

Carlisle, Miss Virginia Kaufman

SEVENTH DISTRICT.

Smith County.

Bass, H. F. Kilgore
 Bass, R. L. Kilgore
 Billingsley, Mrs. J. E. Mineola
 Byrum, Annie May Tyler
 Foshee, J. H. Tyler
 Lake, Hubert Lindale
 Miller, J. B. Tyler
 Tate, F. W. Tyler
 Wallace, Leonard A. Tyler

Van Zandt County.

Bond, F. B., Jr. Grand Saline
 Cates, Mrs. L. L. Ben Wheeler

Cates, Mrs. Claudia.....Ben Wheeler
 Dike, Francis.....Ben Wheeler
 Gilliam, J. L.....Eustace
 Gilliam, J. L.....Eustace
 High, R. E.....Myrtle Sprngs
 Jordan, L. S.....Ben Wheeler
 Lee S. Jordon.....Ben Wheeler
 Karner, J. L.....Ben Wheeler
 McLain, Harry.....Wills Point
 Pettigrew, W. L.....Edgewood
 Reid, Chas. C.....Canton
 Steed, W. L.....Canton
 Youngblood, C. L.....Ben Wheeler
 Wynne, Buck Jim.....Wills Point

Upshur County.

Bradford, Minnie.....Gilmer

Wood County.

Davis, Leslie.....Winnsboro
 Dumas, W. L.....Winnsboro
 Davis, V. N.....Winnsboro
 Davis, C. D.....Winnsbroo
 Green, C. A.....Quitman
 Roland, V. A.....Winnsboro
 Shurley, R. E.....Mineola

Camp County.

Lewis, Roger.....Pittsburg
 Reagan, Albert S.....Pittsburg

SEVENTH DISTRICT.**Wood County.**

Fargason, John H.....Pittsburg
 Green, H. H.....Quitman
 Hill, Curtis E.....Baytown
 Horton, E. D.....Quitman
 Stokes, Joe.....Winnsboro

Camp County.

Hicks, Miss Karin.....Pittsburg

Smith County.

Armstrong, R. S.....Tyler
 Burch, A. M.....Dallas
 Huff, W. A.....Tyler
 Nicholson, E. H.....Winona
 Waters, Nugent.....Garden Valley

Upshur County.

Adkins, Thurman W.....Austin

Van Zandt County.

Pettigrew, W. L.....Edgewood
 Phillips, S. A.....Martins Mill

EIGHTH DISTRICT.**Hopkins Countyt.**

Oden, H. L.....Sulphur Springs

Fanning, W. J.....Sulphur Springs

Lamar County.

Igo, Galen H.....Deport

Red River County.

Neale, E. E.....Clarksville
 Antone, F. A.....Clarksville
 Bruton, Connie Lee.....Clarksville
 Rains, Tommie.....Clarksville
 Owens, Jas.....Clarksville

Franklin County.

Penn, E. F.....Mt. Vernon

NINTH DISTRICT.**Grayson County.**

Haynes, H. L.....Sherman

TENTH DISTRICT.**Rockwall County.**

Smith, Mrs. E. L.....Royse City

Rains County.

Whittle, Miss Ethel.....Point

Hunt County.

Etter, J. Claud.....Greenville
 Humphreys, Joe.....Greenville
 Gibson, M. H.....Commerce
 Cutts, Miss Helen.....Campbell
 Riley, C. W.....Greenville

ELEVENTH DISTRICT.**Dallas County.**

Adams, Hortense.....Dallas
 Bastien, Miss B.....Dallas
 Bastien, Miss B.....Dallas
 Benton, Miss Betty.....Dallas
 Benton, Miss Virginia.....Dallas
 Berry, Stanley A.....Dallas
 Bihop, A. T.....Dallas
 Body, Mrs. Ursene.....Dallas
 Brandenburg, John J.....Irving
 Cain, Irene.....Dallas
 Cassell, John Y.....Dallas
 Chandler, Benton.....Dallas
 Crannell, L. M.....Dallas
 Cooke, Miss Bobbie.....Dallas
 Dallas, Mrs. Bessie.....Dallas
 Davidson, G. L., Jr.....Dallas
 Donohue, D. L.....Dallas
 Doyle, Mrs. Viola.....Dallas
 Dunigan, Miss Florence.....Dallas
 Fenner, Nella.....Dallas
 Ford, S. E.....Dallas
 Goodloe, M. P.....Dallas
 Goar, William P.....Dallas

Green, W. H. Dallas
Hall, A. C. Dallas
Haden, Miss Clem. Dallas
Hancock, Ouida Dallas
Harris, W. G., Jr. Dallas
Hill, H. Leslie Dallas
Hodges, Merle Dallas
Hughes, R. J. Dallas
House, Lois Dallas
Hunt, Miss Mary Dallas
Humphreys, Felton M. Dallas
Irwin, J. A. Dallas
Jennings, Myrtle Dallas
Jenkins, A. D. Dallas
Jones, L. C. Dallas
Jones, Paul V. Dallas
Jones, Morgan C. Dallas
Kern, A. August Dallas
Kelley, Miss Cecilia Dallas
Lash, R. H. Dallas
Lang, Gladys Dallas
Lewis, T. W. Dallas
Miller, M. L. Dallas
Mason, Duane B. Dallas
Melton, Gladys Dallas
Michon (or Michou), Edna Dallas
Milam, Carl E. Dallas
Milstead, Miss M. Frances Dallas
Moses, E. J. Dallas
Mount, A. H. Dallas
Munchrath, H. C. Dallas
McKnight, Rubye Dallas
McCutcheon, Miss Irene Dallas
Nesuda, W. A. Dallas
Oates, Mozelle H. Dallas
Phipps, Harold S. Dallas
Page, H. D. Dallas
Ratliff, Miss Myrtle Dallas
Roach, Mrs. Maurine Dallas
Roach, Mrs. Pearl W. Dallas
Roberts, Gertrude Dallas
Reilly, Wm. Dallas
Sheciold, S. B. Dallas
Schuett, Mrs. Perle Dallas
Schuester, Mrs. Gertrude Dallas
Skingle, F. H. Dallas
Smith, Miss Helen Grace Dallas
Sholars, Scipio Dallas
Smith, T. Hugh Dallas
Simons, B. E. Dallas
Sprague, Geo. A. Dallas
Sprague, Geo. S. Dallas
Slaughter, A. L. Dallas
Tanner, Miss Florence Dallas
Thompson, C. R. Dallas
Vann, G. S. Dallas
Varnell, Varine Dallas
Walkama Dallas
Waters, Lucille Dallas
Wherry, R. A. Dallas
Whitis, Thomas B. Dallas
Willis, John A. Dallas
Whitmire, A. F. Dallas

Woods, John W. Dallas
Wright, Mrs. Edna Dallas
Wright, A. R. Dallas
Wright, Miss Pearl Dallas
Wolfenden, Henry Dallas
Young, Mrs. Agnes Dallas

TWELFTH DISTRICT.

Ellis County.

Box, J. E. Waxahachie
Hartley, Miss Mabel Ennis

Hill County.

Marrs, Miss Johnnie Hillsboro
Marrs, Miss Johnnie Hillsboro

THIRTEENTH DISTRICT.

Limestone County.

Reynolds, Edna May Mexia
Williams, Albert Mexia

McLennan County.

Drumwright, H. L. Waco
McCrary, Mrs. H. S. Waco
Marshall, R. H. Waco
Powers, J. V. Waco
Ryalls, C. Y. Waco
Stillwell, Mrs. Jessie K. Waco
Stoune, H. C. Waco

Milam County.

Arthur Bond Rockdale
Drake, E. L. Rockdale
Lane, D. L. Rockdale
Poe, Guy Rockdale

McLennan County.

Belote, Mrs. Farrald Waco
Jennings, Lela Waco
Moulton, M. P. Waco
Richardson, B. F. Waco
Shaffle, Miss Pauline Waco
Orr, Miss Eva Waco

Milam County.

Clement, Norman Thorndale

FOURTEENTH DISTRICT.

Bastrop County.

Miller, A. L. Utley
Miller, Mrs. A. L. Utley

Brazos County.

Gainer, W. W. Bryan

Bastrop County.

McPhaul, Arthur Bastrop

Washington County.

Homeyer _____ Burton

Burleson County.

Mayfield, Al. H. _____ Somerville

FIFTEENTH DISTRICT.**Fayette County.**

Vogt, John R. _____ LaGrange

SIXTEENTH DISTRICT.**Harris County.**

Arthur, Neal _____ Houston
 Baggett, Charles C. _____ Houston
 Ballard, J. C. _____ Houston
 Bailey, George M. _____ Houston
 Beutch, Albert _____ Houston
 Birdwell, Christine _____ Houston
 Blixt, B. H. _____ Houston
 Burkhardt, Florence _____ Houston
 Carr, Lois _____ Houston
 Claire, Nell _____ Houston
 Cox, Marian _____ Houston
 Crenshaw, C. A. _____ Houston
 Curling, Pearl _____ Houston
 Dawson, J. C. _____ Houston
 Elliott, Mrs. S. R. _____ Houston
 Evans, Vernon L. _____ Houston
 Fischer, R. B. _____ Houston
 Gainer, C. S., Jr. _____ Houston
 Habermacher, W. J. _____ Addicks
 Hillendahl, J. A. _____ Houston
 Hirschfelder, M. L. _____ Houston
 Hutchins, O. W. _____ Houston
 Johnson, Frances O. _____ Houston
 Johnson, Kenneth _____ Houston
 Kaffenberger, Fritz _____ Houston
 Kroesche, Martin _____ Houston
 Laird, E. T. _____ Houston
 Lelonde, Ben S. _____ Houston
 Levy, Fannie _____ Houston
 Lewis, Rosalie _____ Houston
 Longstreth, Miss S. G. _____ Houston
 Madill, Roy K. _____ Houston
 Mandell, Arthur J. _____ Houston
 Martin, R. J. _____ Houston
 Messer, Lon _____ Houston
 Miller, A. R. _____ Houston
 McAlpine, C. K. _____ Houston
 McConnell, Edward E. _____ Houston
 Nowlin, Leora _____ Houston
 Patterson, Darius E. _____ Houston
 Perry, Isabella _____ Houston
 Raso, Rosabel _____ Houston
 Reece, Roy H. _____ Houston
 Reinhard, Charles _____ Houston
 Rex, Catherine _____ Houston
 Roane, George C. _____ Houston
 Rudersdorf, William M. _____ Houston
 Reinecker, Reese H. _____ Houston

Scott, Margaret M. _____ Houston
 Seville, Ruth _____ Houston
 Smith, Oliver H. _____ Houston
 Smith, Susan _____ Houston
 Stahl, Elmer Ware _____ Houston
 Sterne, P. J. _____ Houston
 Stone, Berniece _____ Houston
 Simonton, Annie Mae _____ Houston
 Strelau, Florence _____ Houston
 Taylor, L. H. _____ Houston
 Tully, E. A., Jr. _____ Houston
 Williams, Miss Z. V. _____ Houston
 Willingham, Blanche _____ Houston
 Womack, W. C. _____ Houston
 Arnold, W. W. _____ Houston
 Brown, Buena _____ Houston
 Day, R. Chester _____ Houston
 Fuller, Miss Billie _____ Houston
 Harris, Roselle _____ Goose Creek
 Ilfrey, Jno. _____ Houston
 Kitzman, J. A. _____ Cypress
 LeNormand, Marzee L. _____ Houston
 Peavy, John T. _____ Houston
 Pratt, S. T. _____ Houston
 Reagan, Juliette _____ Houston
 Ridley, Genevieve _____ Houston
 Robinson, M. _____ Houston
 Schultz, Anna _____ Houston
 South, Dudley P. _____ Houston
 Stewart, C. W. _____ Houston
 Walker, Eva J. _____ Houston
 Werlla, J. A. _____ Houston
 Works, Willella _____ Houston

SEVENTEENTH DISTRICT.**Brazoria County.**

Booth, Mrs. Rena _____ Manvel
 Porter, Nick _____ Angleton

Galveston County.

Votaw, F. H. _____ High Island
 Yurash, Alex _____ Galveston

EIGHTEENTH DISTRICT.**Atascosa County.**

Childress, Eva _____ Jourdanton
 Smith, R. R. _____ Jourdanton

Bee County.

Johnson, John H. _____ Petus
 Clifford, Davis _____ Beeville
 Lois, Eldson _____ Beeville
 Lawson, W. B. _____ Beeville
 Heldenfels, Lida _____ Beeville
 Mattingly, Mary _____ Beeville
 Maupin, Emily _____ Beeville

De Witt County.

Coombs, C. F. _____ Cuero
 Ehlers, Walter E. _____ Yoakum
 Shannon, A. Rees _____ Cuero

Refugio County.

Beebe, Bobbie Muriel.....Woodsboro
 Merritt, R. F.....Ingleside
 Farkey, **Rockey**Sinton
 Dodson, J. E.....Sinton

NINETEENTH DISTRICT.**Caldwell County.**

Horner, Dorothy Magee.....Lockhart
 McNeal, Vivian E.....Luling
 White, M. G.....Luling

Blanco County.

Stubbs, Julia A.....Johnson City
 Stubbs, N. T.....Johnson City

Comal County.

Becker, W. E.....New Braunfels

Guadalupe County.

McKay, Claude S.....Seguin
 Schuessler, Wilson E.....Seguin
 Dibrell, DowlingSeguin

Hays County.**TWENTIETH DISTRICT.****Travis County.**

Dixon, Miss Onie M.....Austin
 Johnson, Miss BerthaAustin
 Haldeman, Miss Marguerite.....Austin
 Thrift, Mrs. Estelle B.....Austin
 Barnhart, Charles M.....Austin
 Alsup, Willie, Jr.....Austin
 Kizer, H. W.....Austin
 Calrow, R. Noel.....Austin

Williamson County.

Forwood, J. K.....Taylor
 Owens, Mrs. A. B.....Taylor
 Nolan, Phil.....Taylor
 Farley, Agnes.....Taylor
 Newbauer, Miss Ruby.....Taylor

San Saba County.

Hagan, J. E.....San Saba
 Prentice, Noble W.....Reichland Springs

Travis County.

Wilson-Waldren, EffieAustin
 Smith, Mrs. Dollie.....Austin
 Miller, K. C., Jr.....Austin
 Blakeslee, Miss JustineAustin
 Von Rosenberg, Mrs. Viola.....Austin

Williamson County.

Cluck, Mrs. Ida Taylor.....Taylor

Morelle, Miss Ethel.....Georgetown
 Shoof, R. L.....Taylor
 Simmons, T. A.....Granger
 Schonerstedt, Margaret.....Taylor

Travis County.

Houghton, GeorgeAustin
 Shuberg, DorothyAustin
 Phinney, CarlAustin
 Mims, Wm. H.....Austin
 Burch, Ethel GrayAustin

Nichtenbaum, MaxAustin
 McCullough, E. D.....Austin
 Amsler, F. J.....Austin
 Allen, J. R.....Austin
 Chiles, Joe T.....Austin
 Haldeman, MargueriteAustin
 Leatherwood, J. F.....Austin

Williamson County.

Coupland, T. V.....Taylor
 Shoaf, R. LeonaTaylor
 Wrence, W. T.....Tyalor

TWENTY-SECOND DISTRICT.**Parker County.**

Ratts, TonyWeatherford

Jack County.

Goble, R. H.....Bryson
 Whitsett, RubenJacksboro
 Worthington, J. L.....Jacksboro
 Mott, J. W.....Wizard Wells

Montague County.

Phillely, MaurineBowie
 Johnson, E. E.....Montague
 Stogsdill, EvaMontague
 Reynolds, H. A.....Nacona

Wise County.

Chamber, JoelRhame
 McGlothlin, J. H.....Rhame
 Keeter, C. V.....Bridgeport

Denton County.

Roberts, J. P.....Pilot Point

TWENTY-THIRD DISTRICT.**Archer County.**

Sanders, Ada D.....Dundee

Baylor County.

Dickson, R. T.....Seymour

Clay County.

Reierson, A. J.....New Port
 Collins, Harve.....Blue Grove

Sikes, Inez _____ Shannon
Whitsett, Wm. _____ Shannon

Foard County.

Norris, Pauline _____ Crowell

Hardeman County.

Kellum, Allen N. _____ Quanha

Wichita County.

Castile, Dan _____ Wichita Falls
Glasgow, Ethel _____ Wichita Falls
Johnson, Almata G. _____ Wichita Falls

Wilbarger County.

Carson, H. H. _____ Harold
Craig, Hazel _____ Vernon
Davis, T. E. _____ Vernon
Wilson, T. E. _____ Vernon

Young County.

Brazelton, Jesse _____ Olney
Moreland, Pearl _____ Graham

Eastland County.

Scott, C. E. _____ Cisco

Jones County.

Kinney, Lloyd K. _____ Hamlin
Hall, H. H. _____ Stamford

Mitchell County.

Webb, C. B. _____ Colorado

Noaln County.

Hopson, Mary Jo. _____ Sweetwater

Shackelford County.

Howsley, A. M. _____ Albany
Petitt, Mildred _____ Albany

Stephens County.

Maxwell, Celia _____ Breckenridge
Guthrie, Martha _____ Breckenridge

Taylor County.

DeBusk, H. L. _____ Abilene
Thomasson, M. M. _____ Abilene
Pilkington, John E. _____ Abilene
Pilkington, Pearl L. _____ Abilene

Haskell County.

Travis, C. M. _____ Rochester
Menefee, Emory _____ Haskell

Jones County.

Smith, Eileen _____ Anson

Mitchell County.

Sherraden, J. C. _____ Colorado

Nolan County.

Ragland, Bernice _____ Sweetwater
McElrath, Morris _____ Sweetwater
Scudday, Beulah _____ Sweetwater
Davis, Mrs. Lawrence _____ Sweetwater
Darsi, J. E. _____ Blackwell
Harkins, Elzie _____ Sweetwater
Corley, Nora Bell _____ Blackwell
Price, C. B. _____ Dora

Scurry County.

Bleakley, J. C. _____ Dunn

Mitchell County.

Holmsley, T. R. _____ Colorado
Mackey, Lloyd _____ Colorado

Stephens County.

LaGrone, Mrs. Winnie Powers _____
_____ Breckenridge
David, Roy _____ Breckenridge
Rutherford, I. N. _____ Breckenridge

Taylor County.

Shapman, J. C. _____ Abilene

Throckmorton County.

Kimbrough, Mrs. Maggie Lee _____
_____ Woodson

TWENTY-FIFTH DISTRICT.**Brown County.**

Goodwin, Berta M. _____ Brownwood
Chambers, W. R. _____ May
McMorris, Herbert _____ Melvin

Runnels County.

Henson, R. C. _____ Ballinger
Meyer, Esther _____ Miles

Schleicher County.

Campbell, Joab _____ Eldorado

Tom Green County.

Galen, H. Igo _____ San Angelo
Downing, Ramon V. _____ San Angelo
Mays, Joe L. _____ San Angelo
Davis, Mrs. Jimmie _____ San Angelo
Shaffer, Marguerite _____ San Angelo
Scarborough, Margaret Lee _____
_____ San Angelo
Pickett, W. S. _____ San Angelo
Kraemer, Mrs. A. R. _____ San Angelo
Brown, F. G. _____ San Angelo
Mobley, Martha M. _____ San Angelo
Eckert, Otto H. _____ San Angelo

Rowan, Leo M. San Angelo

TWENTY-SIXTH DISTRICT.**Bexar County.**

Bledsoe, Dora J. San Antonio
 Blaising, Jack San Antonio
 Brown, Margaret San Antonio
 Conway, W. T. San Antonio
 Dullnig, Helena San Antonio
 Ferguson, Ruby San Antonio
 Georke, Mrs. Leta San Antonio
 Hatridge, I. C. San Antonio
 Herrera, Angelica San Antonio
 Hood, Marjorie San Antonio
 Kirst, R. J. San Antonio
 Koehler, W. H. Somerset
 Kaye, W. R. San Antonio
 LaGarde, W. A. San Antonio
 Love, Richard A. San Antonio
 McCoy, E. G. San Antonio
 Moerner, W. E. San Antonio
 McGregor, W. C. San Antonio
 Oberfell, Virginia M. San Antonio
 Perry, Carle S. San Antonio
 Perry, Rosse L. San Antonio
 Perry, John F. San Antonio
 Perry, Jas. C. San Antonio
 Quereau, E. C. San Antonio
 Rowand, Miss Nellie H. San Antonio
 Reed, Rita San Antonio
 Randford, C. O. San Antonio
 Sayers, Ralph S. San Antonio
 Soule, Miss Helen San Antonio
 Shook, Mrs. Margaret San Antonio
 Teich, Hans San Antonio
 Varga, E. L. San Antonio
 Worthington, W. H. San Antonio
 Worthington, Elizabeth San Antonio
 Winship, Mrs. Ethel B. San Antonio
 Withers, Walter San Antonio

Kendall County.

Davis, J. R. Boerne

Bexar County.

Browne, Eula San Antonio
 Bruner, Glen L. San Antonio
 Beaucaire, Nika P. San Antonio
 Crawford, W. T. San Antonio
 Cox, Miss Goldye San Antonio
 Davis, Lucille San Antonio
 Dean, Ethel San Antonio
 Garrett, Miss Velma San Antonio
 Laird, Oma I. San Antonio
 Laney, I. M. San Antonio
 Oliphant, R. J. San Antonio
 Wells, J. Grover San Antonio

TWENTY-SEVENTH DISTRICT.**Frio County.**

Dillahunt, R. M. Dilley

Jim Wells County.

Simonson, Ella Alice

Hidalgo County.

Lees, Gladys Edinburg
 Henry, L. H. Mercedes
 Henry, C. M. Mercedes
 Gloss, Mildred D. Weslaco

Cameron County.

Garza, Catarino E. Harlingen
 Spencer, H. C. Harlingen
 Poland, Mrs. L. N. Harlingen
 Goodman, C. D. Harlingen
 Gavito, V. Brownsville
 Buck, Jas. G. San Benito
 White, J. H. Harlingen
 Bellamy, Virginia Brownsville
 Holcomb, Clarence Brownsville
 Spencer, C. D. Harlingen

Nueces County.

Kerridge, Emily C. Corpus Christi
 Wilkerson, G. E. Corpus Christi
 Smith, P. J. Corpus Christi
 Graham, C. B. Corpus Christi
 Jones, W. C. Robstown
 Ellis, M. G., Jr. Corpus Christi
 Moore, Mrs. Jonnie Corpus Christi
 Taylor, Forest Corpus Christi
 Whitten, J. E. Bishop
 Carter, Louie C. Corpus Christi

Dimmit County.

Templar, Edna Carrizo Springs
 Childress, W. T., Jr. Crystal City

Zapata County.

Garcia, Jose B. Zapata

Zavala County.

Childress, W. T., Jr. Crystal City

Webb County.

Wersham, Joseph T. Laredo
 Cardonas, Francisco Laredo

Willacy County.

Scholz, J. J. Sabastian

TWENTY-EIGHTH DISTRICT.

Cobb, J. P. Fort Worth
 Davidson, Nell Fort Worth
 Davis, Willie May Fort Worth
 Edmonds, Mrs. Lilly M. Fort Worth
 Gauldin, Ruth Fort Worth
 Gibbons, Mariam Fort Worth
 Gore, C. M. Fort Worth
 Hager, Mrs. Lillie V. Fort Worth

Hess, Ross Fort Worth
 Huddleston, Beulah B. Fort Worth
 Hopson, Mary Jo Fort Worth
 James, Robert L. Fort Worth
 Lemons, B. C. Fort Worth
 McBrayer, C. H. Fort Worth
 McBride, D. Everard Fort Worth
 McIntire, Mrs. A. E. Fort Worth
 McMillian, Mrs. Mara Fort Worth
 Moore, Cora Hall Fort Worth
 Mullins, J. N. Fort Worth
 Motley, Sarah A. Fort Worth
 Orme, Jennie Lou Fort Worth
 Paschket, F. R. Fort Worth
 Phelps, O. E. Fort Worth
 Phillips, R. O. Fort Worth
 Randle, J. G. Fort Worth
 Schmidt, O. H. Fort Worth
 Shown, Chas. C. Fort Worth
 Simmons, J. O. Fort Worth
 Smith, Mrs. Maud E. Fort Worth
 Stephenson, J. Lewis Fort Worth
 Taylor, Gertrude Fort Worth
 Taylor, Mrs. Maurine Fort Worth
 Thompson, Melville H. Fort Worth
 Vinson, Betty Fort Worth
 Weatherford, Wilma Fort Worth
 Weixel, M. Fort Worth
 Wilkes, May Kelly Fort Worth
 Wilson, Beulah J. Fort Worth
 Wilson, F. A. Fort Worth
 Wilson, G. V. Fort Worth

THIRTIETH DISTRICT.**Andrews County.**

Sealy, C. E. Andrews
 Sellers, Ashley Andrews
 Wilson, H. T. Andrews
 Locklear, E. C. Andrews

Bailey County.

Williams, Reva Mae Muleshoe

Crosby County.

Alexander, J. R. Crosbyton

Dawson County.

Cotten, J. L. Lamesa
 Kilgore, Dixie Lamesa
 Hatchett, Lou Ida Lamesa

Dickens County.

Dickey, T. H. Spur
 Gibson, Mrs. Vivian Spur
 Davis, Irene Spur

Hale County.

Belin, Miss Nell Plainview

Hockley County.

Young, C. J. Levelland

Mann, H. H. Levelland
 Green, W. A. Levelland
 Jamison, H. A. Repesville
 Vaughn, H. C. Repesville
 Morris, Nyles Repesville
 Vaught, W. E. Levelland

Howard County.

Coffee, Thos. J. Big Spring

Lubbock County.

Meason, Helen Lubbock
 Abbott, Dick Lubbock
 Jones, J. D. Lubbock
 Connell, J. S. Lubbock
 Middleton, J. P. Lubbock
 Plumlee, Viola Lubbock
 Messer, Lon Lubbock
 Upton, Verna Lubbock
 Berry, George S. Lubbock
 Johnson, Joel P. Lubbock
 Stephenson, R. L. Lubbock
 Williford, D. Lubbock

Lynn County.

Barton, PP. G. Tahoka
 Grider, F. L. Tahoka
 Martin, A. F. Tahoka

Carson County.

Murray, Maymee L. Panhandle

Collingworth County.

Longino, Louise Wellington

Gray County.

Saunders, Will R. Pampa
 Martin, E. A. Pampa
 Nellis, Miss Ola Pampa
 Osborn, John V. Pampa
 Cariker, Melvin Pampa

Hutchinson County.

Friedman, Alice Borger
 Gibson, E. H. Borger
 Smith, Austin R. Borger
 Overson, Ove E. Borger

Ochiltree County.

Dodd, E. H. Perryton

Parmer County.

Zibell, Esther E. Farwell

Potter County.

Antram, Mrs. Murriel Amarillo
 Fuqua, Jack E. Amarillo
 Lee, Miss Polly Amarillo
 Lemons, M. W. Amarillo

Morrin, E. E. _____ Amarillo
 Witherspoon, James W. _____ Amarillo

Wheeler County.

Morris, Ivy _____ Gageby

Deaf Smith County.

Slaton, Jno. P. _____ Hereford

Donley County.

Powell, C. C. _____ Clarendon

Powell, Ivy _____ Clarendon

Gray County.

McHenry, Buck _____ Pampa

Phillips, C. E. _____ Pampa

Patterson, Dee _____ Pampa

Hansford County.

Cline, K. Fred _____ Hitchland

Richardson, Mattie Ruth _____ Spearman

Hall County.

Copeland, Archie _____ Memphis

Hutchinson County.

Martin, L. H. _____ Borger

Lipscomb, County.

Ewing, F. W. _____ Lipscomb

Yeager, F. A. _____ Lipscomb

Ochiltree County.

Dodson, F. F. _____ Perryton

Dowers, A. L. _____ Perryton

Ferguson, C. F. _____ Perryton

Potter County.

Berry, W. A. _____ Amarillo

Neely, Olive Irene _____ Amarillo

Ryan, Joe _____ Amarillo

Kesser, Laura E. _____ Amarillo

Browne, W. R., Jr. _____ Amarillo

Randall County.

Bailey, Walter H. _____ Umbarger